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BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO
AGENDA

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tuesday, July 12, 2011 - 2:00 PM

Regular Meeting

GOVERNMENT
DOCUMENTS DEPT

JUL - 8 2011

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MARK FARRELL, JANE KIM, ERIC MAR, ROSS MIRKARIMI, SCOTT WIENER

Angela Calvillo, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.sfbos.org

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Chu, Mirkarimi, Kim, Wiener, Chiu	Wednesday 1:00 PM
Budget and Finance Sub-Committee Supervisors Chu, Mirkarimi, Kim	Wednesday 10:00 AM
City and School District Select Committee Supervisors Cohen, Avalos, Chu, Commissioners Fewer, Maufas, Norton	2nd and 4th Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors Avalos, Mar, Elsbernd	2nd and 4th Monday 10:00 AM
Government Audit and Oversight Committee Supervisors Campos, Farrell, Chiu	2nd and 4th Thursday 10:00 AM
Land Use and Economic Development Committee Supervisors Mar, Cohen, Wiener	Monday 1:00 PM
Public Safety Committee Supervisors Mirkarimi, Cohen, Campos	1st and 3rd Thursday 10:30 AM
Rules Committee Supervisors Kim, Elsbernd, Farrell	1st and 3rd Thursday 1:30 PM

First-named Supervisor is Chair, Second-named Supervisor is Vice-Chair of the Committee

Meeting Procedures

Board procedures do not permit: 1) persons in the audience at a Board meeting to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers, and similar sound-producing electronic devices; 3) bringing in or displaying signs in the meeting room; 4) standing in the meeting room. The public is encouraged to testify at Committee meetings and to write letters to the Clerk of a Committee or to its members: 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

LAPTOP COMPUTER FOR PRESENTATIONS: Contact City Hall Media Services at (415) 554-7490 to coordinate the use of the laptop computer for presentations. Presenters should arrive 30 minutes prior to the meeting to test their presentations on the computer.

AGENDA PACKET: Available for review in Clerk's Office, Room 244, City Hall, and on the internet at http://www.sfbos.org/meetings. Meetings are cablecast on SF Cable 26. For DVD copies and scheduling call (415) 554-4188.

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翻譯　必須在會議前最少四十八小時提出要求
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Citizens may obtain a free copy of the Sunshine Ordinance by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfbos.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 252-3100; fax (415) 252-3112; web site www.sfgov.org/ethics

Agenda Item Information

Each item on the Consent or Regular agenda may include the following documents:

1) Legislation
2) Budget and Legislative Analyst report
3) Department or Agency cover letter and/or report
4) Public correspondence

These items will be available for review at 1 Dr. Carlton B. Goodlett Place, City Hall, Room 244, Reception Desk on the Friday preceding a regularly scheduled Board meeting.

ROLL CALL AND PLEDGE OF ALLEGIANCE

AGENDA CHANGES

APPROVAL OF MEETING MINUTES

Approval of the May 17, 2011, and May 24 2011, Board Meeting Minutes.

COMMUNICATIONS

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

(This item will be read at the Board Meeting on the second regularly scheduled meeting each month. The Mayor and the Board may not discuss matters that have already been considered in Committee and that are on the Board's Regular Agenda as an action item.

By supermajority vote of the Board of Supervisors (8 votes), the Board may, by oral motion, allow an eligible District Supervisor to ask a question that was not previously posed if the question relates to a sudden or unexpected incident or occurrence raising formal, time-sensitive policy questions that were not anticipated prior to the posting of this agenda. Public comment for this item will take place during general public comment.)

1. 110819 [Formal Policy Discussions - July 12, 2011]

Pursuant to Charter Sections 2.103 and 3.100(7), and Administrative Code Section 2.11, the Mayor shall answer the following eligible questions submitted from Supervisors representing District's 2, 4, 6, 8, and 10. The Mayor may address the Board initially for up to five minutes. Discussion shall not exceed five minutes per Supervisor.

1. Beyond what we have accomplished in City Hall thus far in 2011, do you have any specific plans for stimulating our local economy before leaving office? (Supervisor Farrell, District 2)

2. The Metropolitan Transportation Agency (MTA) Board will soon have the task of appointing a new Director for the MTA. How will you help ensure that the new Director will steer our city's transit agency in a direction that leads to service improvements and increased reliability for riders? How will you help ensure that the new Director will have a broad vision for transportation in our city? (Supervisor Chu, District 4)

3. A recent newspaper article noted an increase in suspected gang violence along the Market and 6th Street Corridor. Of the five listed shooting incidents that have occurred just in the last month and a half, four were youth related. Within the vision for the City's youth and family infrastructure, what policies and investments are we prioritizing that are focused on the City's youth and families? What is the City doing to ensure that youth have access to violence prevention programs and economic opportunities that are a pathway to economic self-sufficiency in the future? Specifically, what is the city's strategy for youth to have access to job opportunities with companies that we are currently trying to partner with such as Twitter and California Pacific Medical Center? (Supervisor Kim, District 6)

4. The Departments of Public Works (DPW) and Recreation and Park (RPD) have seen significant reductions in their tree maintenance budgets. This has led to inadequate maintenance of park trees, creating a public safety hazard, and street tree maintenance being shifted to property owners - resulting in spotty maintenance and unfair burdens on property owners to care for trees that they didn't plant and may not even want. I am very interested in finding a sustainable funding source for DPW and RPD to maintain their trees consistently, and to relieve property owners of this unfair obligation. What are your thoughts on this subject? (Supervisor Wiener, District 8)

5. Will you provide us with an update regarding the 3rd Street Corridor improvements that multiple City Departments have been working toward? Specifically, what has been accomplished around façade improvements and employment opportunities for community members? Furthermore, what is the status of the Redevelopment Agency and the Administration's plans for next steps in Bayview? (Supervisor Cohen, District 10)

Discussion: The Mayor shall discuss the eligible questions with the Board of Supervisors.

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Questions on the Consent Agenda are on final passage, first reading, adoption, or approved, as indicated.

Items 2 through 6

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Mar, Cohen, Wiener

2. 110624 **[General Plan Amendments - Executive Park Subarea Plan]**
Sponsor: Cohen
Ordinance amending the San Francisco General Plan by amending the Executive Park Subarea Plan of the Bayview Hunters Point Area Plan, the Land Use Index, and maps and figures in various elements and adopting findings, including environmental findings and findings of consistency with the General Plan and Planning Code Section 101.1. (Planning Commission)

06/28/2011: PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

3. 110625 **[Planning Code - Zoning - Executive Park Special Use District, Special Height and Bulk Provisions, and Permit Review Procedures]**
Sponsor: Cohen
Ordinance amending the San Francisco Planning Code by adding Section 249.54 to establish the Executive Park Special Use District; adding Section 263.27 to establish Special Height Provisions for the Executive Park Special Use District and the 65/240 EP Height and Bulk District; amending Table 270 to provide that the Table is not applicable to the Executive Park Special Use District; and adding Section 309.2 to establish Permit Review Procedures in the Executive Park Special Use District; adopting findings, including environmental findings, Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. (Planning Commission)

06/28/2011: PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

4. 110626 [Zoning Map Amendments - Executive Park Subarea Plan Area]
Sponsor: Cohen
Ordinance amending the San Francisco Planning Code by amending Sectional Maps SU10 of the Zoning Map of the City and County of San Francisco to establish the Executive Park Special Use District; amending Sectional Map HT10 to establish the 65/240-EP Height and Bulk District; amending Sectional Map ZN09 to change certain Executive Park parcels from C-2(Community Business) and M-1(Light Industrial) to RC-3(Residential-Commercial Combined, Medium Density); adopting findings, including environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. (Planning Commission)

06/28/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Rules Committee

Present: Supervisors Kim, Elsbernd, Farrell

5. 110392 [Settlement of Lawsuit - Committee on JOBS Candidate Advocacy Fund, et al. - $290,000]
Ordinance authorizing settlement of the lawsuit filed by Committee on JOBS Candidate Advocacy Fund and Building Owners and Managers Association of San Francisco Independent Expenditure Political Action Committee against the City and County of San Francisco for $290,000; the lawsuit was filed on June 18, 2007, in United States District Court for the Northern District of California, Case No. 07-3199 JSW; entitled Committee on JOBS Candidate Advocacy Fund, et al. v. City and County of San Francisco; other material terms of the settlement are a stipulated injunction prohibiting the City from enforcing the independent expenditure contribution limit in San Francisco Campaign and Governmental Conduct Code 1.114(c). (City Attorney)

06/28/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

6. 110537 [Settlement of Lawsuit - Stephanie Davis - $45,000]
Ordinance authorizing settlement of the lawsuit filed by Stephanie Ann Davis against the City and County of San Francisco for $45,000; the lawsuit was filed on January 5, 2010, in San Francisco Superior Court, Case No. CGC-10-495809; entitled Stephanie Ann Davis, et al. v. City and County of San Francisco, et al. (City Attorney's Office)

06/28/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

REGULAR AGENDA

UNFINISHED BUSINESS

From the Board

7. 110686 **[Adopting Findings Related to the Conditional Use Application - 800 Presidio Avenue]**
Motion adopting findings related to the appeal of a decision of the Planning Commission, Motion No. 18342, approving Conditional Use Application 2006.0868CEKTZ on property located at 800 Presidio Avenue. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

Recommendation of the Rules Committee

Present: Supervisors Kim, Elsbernd, Farrell

8. 110058 **[Charter Amendment - City Retirement Benefits and Health Care Benefits]**
Sponsors: Mayor; Elsbernd, Avalos, Chiu, Chu, Cohen, Farrell, Wiener and Campos
Charter Amendment (Third Draft) to amend the Charter of the City and County of San Francisco by amending the provisions in Appendix A to: 1) adjust contribution rates for current and future employees to the San Francisco Employees' Retirement System (SFERS) based on the rate employers are required to pay each year; 2) limit SFERS' supplemental cost of living adjustments to retiree benefits for all employees and retirees; 3) create new retirement plans for employees commencing employment on and after January 7, 2012; 4) require elected officials to pay their contributions to SFERS and the Retiree Health Care Trust Fund (RHCTF); 5) allow certain individuals who are members of the California Public Employees' Retirement System (CalPERS) to become members of SFERS; 6) change the composition of the Health Service Board (HSB); 7) change the vote requirement for the HSB to approve member health care plans; 8) require current employees to contribute to the RHCTF beginning in FY2016-2017; 9) restrict certain retiree health care benefits for employees who left City employment, but have not yet retired, to those benefits in place at the time they left employment; 10) reduce employers' contributions into the Health Service System Trust Fund under certain circumstances; and 11) make certain other changes to retirement and health care benefits, and provisions governing the RHCTF and the Health Service System.

06/28/2011: CONTINUED.

Question: Shall this Charter Amendment be SUBMITTED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Chu, Mirkarimi, Kim, Wiener, Chiu

(Charter Section 9.100 provides the Board shall not adopt the Budget earlier than July 15, 2011, nor later than August 1, 2011.)

9. 110387 [Consolidated Budget and Annual Appropriation Ordinance - FYs 2011-2012 and 2012-2013]
Sponsor: Mayor
Consolidated Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures of the City and County of San Francisco for the FY ending June 30, 2012; and for FYs ending June 30, 2012, and June 30, 2013, for the Airport, Port Commission and Public Utilities Commission.

(Fiscal Impact)

Question: Shall this Ordinance be PASSED ON FIRST READING?

10. 110386 [Annual Salary Ordinance - FYs 2011-2012 and 2012-2013]
Sponsor: Mayor
Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the FY ending June 30, 2012; FY ending June 30, 2013, for the Airport, Port Commission, and the Public Utilities Commission; and continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefore.

(Fiscal Impact)

Question: Shall this Ordinance be PASSED ON FIRST READING?

11. 110534 [Administrative Code - Public Works Greening Fund]
Sponsor: Mayor
Ordinance amending the San Francisco Administrative Code by adding Section 10.100-371 to establish the Department of Public Works Greening Fund as a Category Six Fund.

Question: Shall this Ordinance be PASSED ON FIRST READING?

12. 110549 **[Park Code - Harding Park and Fleming Golf Courses Fees]**
Sponsor: Elsbernd
Ordinance amending the San Francisco Park Code, Article 12, Section 12.12 to: 1) authorize the Recreation and Park Commission to approve special promotions of up to 25% of the applicable rate, and increases of up to 50% for non-resident and tournament fees at Harding Park and Fleming Golf Courses; 2) designate weekday and weekend hours; and 3) making environmental findings.

Question: Shall this Ordinance be PASSED ON FIRST READING?

13. 110550 **[Park Code - Lincoln Park Golf Fees]**
Sponsor: Elsbernd
Ordinance amending the San Francisco Park Code, Article 12, Section 12.13 to: 1) designate weekday and weekend hours; 2) add a junior non-resident rate to the golf fees at Lincoln Park; and 3) making environmental findings.

Question: Shall this Ordinance be PASSED ON FIRST READING?

14. 110551 **[Park Code - Sharp Park Golf Fees]**
Sponsor: Elsbernd
Ordinance amending the San Francisco Park Code, Article 12, Section 12.14 to: 1) designate weekday and weekend hours; 2) add junior resident and non-resident rates to the golf fees at Sharp Park; and 3) making environmental findings.

Question: Shall this Ordinance be PASSED ON FIRST READING?

15. 110552 **[Park Code - Golden Gate Park Golf Fees]**
Sponsor: Elsbernd
Ordinance amending the San Francisco Park Code, Article 12, Section 12.16 to: 1) designate weekday and weekend hours; 2) add a junior non-resident rate to the golf fees at Golden Gate Park; and 3) making environmental findings.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Chu, Kim, Wiener

16. 110706 **[Administrative Code - Fee Update]**
Sponsor: Mayor
Ordinance amending the San Francisco Administrative Code, Chapter 31, Sections 31.22, 31.23, and 31.23.1 to: 1) increase all fees based on the Controller's annual two-year average consumer price index; and 2) adopting findings, including environmental findings.

Question: Shall this Ordinance be PASSED ON FIRST READING?

17. 110707 [Planning Code - Fee Update]
Sponsor: Mayor
Ordinance amending the San Francisco Planning Code, Article 3.5 to: 1) increase fees based on the Controller's annual two-year average consumer price index and place a cap on the intake fee amount for applications for Planning Commission and Zoning Administrator hearing applications, certificates of appropriateness, and building permit applications: and 2) adopting findings, including environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan, and the priority policies of Planning Code Section 101.1.

Question: Shall this Ordinance be PASSED ON FIRST READING?

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Present: Supervisors Chu, Mirkarimi, Kim, Wiener, Chiu

18. 110708 [Health Code - Patient Rates - FY2011-2012]
Sponsor: Mayor
Ordinance amending the San Francisco Health Code, Article 3, Section 128 to set patient rates and other services provided by the Department of Public Health, effective July 1, 2011.

Question: Shall this Ordinance be PASSED ON FIRST READING?

19. 110709 [Public Works - Temporary Street Occupancy Fees]
Sponsor: Mayor
Ordinance amending the San Francisco Public Works Code, Section 724.1 to: 1) modify monthly fees for temporary street occupancy for construction and daily fees for temporary street occupancy unrelated to construction; and 2) making environmental findings.

Question: Shall this Ordinance be PASSED ON FIRST READING?

20. 110710 [Administrative Code - Public Administrator/Public Guardian Representative Payee Services Fee]
Sponsor: Mayor
Ordinance amending the San Francisco Administrative Code, Section 2A.211-A to add a fee of $37 for services provided by the Public Administrator/Public Guardian Representative Payee Program.

Question: Shall this Ordinance be PASSED ON FIRST READING?

21. 110270 [Redevelopment Agency Budget and Bonds in an Amount Not to Exceed $84,000,000 - FY2011-2012]
Sponsor: Mayor
Resolution approving the budget of the Redevelopment Agency of the City and County of San Francisco for FY2011-2012 and approving the Issuance by the Redevelopment Agency of bonds in an aggregate principal amount of not to exceed $84,000,000 to finance a portion of redevelopment activities described in such approved budget for FY2011-2012.

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

22. 110273 **[Treasure Island Development Authority Budget - FY2011-2012]**
Sponsor: Mayor
Resolution approving the Budget of the Treasure Island Development Authority for FY2011-2012

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

23. 110274 **[Adjusting the Access Line Tax with the Consumer Price Index of 2011]**
Sponsor: Mayor
Resolution concurring with the Controller's establishment of the Consumer Price Index for 2011, and adjusting the Access Line Tax by the same rate.

Question: Shall this Resolution be ADOPTED?

24. 110275 **[Proposition J Contract/Certification of Specified Contracted-Out Services Previously Approved for Various Departments]**
Sponsor: Mayor
Resolution concurring with the Controller's certification that services previously approved can be performed by private contractor for a lower cost than similar work performed by City and County employees for the following services: budget analyst (Board of Supervisors); absentee voter ballot distribution (Department of Elections); LGBT Anti-violence Education and Outreach Program (District Attorney); central shops security, convention facilities management, janitorial services, and security services (General Services Agency-City Administrator); security services-1680 Mission Street (General Services Agency-Public Works); mainframe system support (General Services Agency-Technology); security services (Human Services Agency); Project S.A.F.E. (Police); and food services (Sheriff).

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

25. 110285 **[Declaring the City's Intention to Appropriate Available Rainy Day Reserve Funds to the San Francisco Unified School District - 2011-2012 School Year]**
Sponsors: Mayor; Chiu, Kim, Cohen, Mar, Avalos, Wiener, Campos and Mirkarimi
Resolution declaring the City's intention to appropriate available Rainy Day Reserve Funds to the San Francisco Unified School District to help the District cope with the loss of State funding for the 2011-2012 school year.

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

26. 110379 **[Expenditure Plan for the Human Services Care Fund - FY2011-2012]**
Sponsor: Mayor
Resolution approving the Expenditure Plan for the Human Services Care Fund for FY2011-2012.

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

27. 110380 [Public Education Enrichment Fund - San Francisco Unified School District - FY2011-2012]
Sponsor: Mayor
Resolution approving the San Francisco Unified School District expenditure plan for the Public Education Enrichment Fund for FY2011-2012.

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

28. 110381 [Public Education Enrichment Fund - Children and Families Commission - FY2011-2012]
Sponsor: Mayor
Resolution approving the San Francisco Children and Families Commission expenditure plan for the Public Education Enrichment Fund for FY2011-2012.

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Campos, Farrell, Chiu

29. 110459 [Annual Reports - North of Market/Tenderloin Community Benefit District]
Sponsor: Kim
Resolution regarding North of Market/Tenderloin Community Benefit District Annual Reports to the City: receiving and approving the District's Annual Reports for FYs 2006-2007, 2007-2008, 2008-2009 and 2009-2010, as submitted pursuant to Section 36650 of the Business Property and Business Improvement Act of 1994 (California Streets and Highways Code §§36600 et seq.), and Section 3.4 of the District's management contract with the City.

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Campos, Farrell

30. 110753 [Directing the Budget and Legislative Analyst to Conduct Two Audits in FY2011-2012]
Sponsor: Campos
Motion directing the Budget and Legislative Analyst to conduct two performance audits to evaluate in FY2011-2012 and setting the priority as follows: 1) the effectiveness of the City's policies to develop affordable housing and the Planning Department's oversight of City housing development; and 2) the governance and City oversight of the Asian Art and Fine Arts Museums, War Memorial, and Academy of Sciences.

Question: Shall this Motion be APPROVED?

Recommendations of the Rules Committee

Present: Supervisors Kim, Elsbernd, Farrell

31. 110763 **[Appointment, Association of Bay Area Governments Executive Board - Supervisors Ross Mirkarimi]**
Motion appointing Supervisors Ross Mirkarimi, term ending June 30, 2013, to the Association of Bay Area Governments Executive Board. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

32. 110821 **[Appointment, Association of Bay Area Governments Executive Board - Supervisor John Avalos]**
Motion appointing Supervisor John Avalos, term ending June 30, 2013, to the Association of Bay Area Governments Executive Board. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

33. 110822 **[Appointment, Association of Bay Area Governments Executive Board - Supervisor Eric Mar]**
Motion appoint Supervisor Eric Mar, term ending June 30, 2013, as an alternate member, to the Association of Bay Area Governments Executive Board. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

(Pursuant to the provisions of Rule 2.28.7 of the Board's Rules of Order, at least six days must intervene between the first appearance of a proposed Charter amendment before the Board as a referral from committee and any Board order of submission to the electorate. In accordance therewith consideration of the following proposed Charter amendment appropriately may be continued at least one week.)

34. 110401 **[Charter Amendment - Allowing Amendments to or Repeals of Initiative Ordinances and Declarations of Policy]**
Sponsor: Wiener
Charter Amendment (Third Draft) to amend the Charter of the City and County of San Francisco by amending Section 14.101 to allow amendments to or repeals of initiative ordinances and declarations of policy.

Question: Shall this Charter Amendment be SUBMITTED?

SPECIAL ORDER 3:30 P.M. - Recognition of Commendations

ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.

Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced for adoption without committee reference. A unanimous vote is required for adoption of these resolutions today. Any Supervisor may require any resolution to go to committee.

Questions on the For Adoption Without Committee Reference Agenda are on for adoption, or approved, as indicated.

Items 35 through 38

35. 110799 [Accept and Expend Grant - Bayview Opera House - $400,000]
Sponsor: Cohen
Resolution authorizing the Arts Commission to accept and expend a grant in the amount of $400,000 from the San Francisco Redevelopment Agency to make structural upgrades and install accessibility improvements at the Bayview Opera House.

06/28/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

36. 110800 [Urging the MTA to Require Quarterly Reports on the Implementation of Work Rule Changes]
Sponsor: Wiener
Resolution urging the San Francisco Municipal Transportation Agency Board of Directors to require quarterly reports on the implementation of work rule changes.

06/28/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

37. 110801 **[Commending the 150th Anniversary of the Octagon House]**
Sponsor: Farrell
Resolution commending the Octagon House on its 150th Anniversary in 2011

06/28/2011, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

Question: Shall this Resolution be ADOPTED?

38. 110802 **[Accept and Expend Grant - Out-of-School-Time Online Homework Help Program - $20,000]**
Sponsor: Chu
Resolution authorizing the Department of Public Library to accept and expend a grant in the amount of $20,000 from the California State Library as part of the Federal Library Services and Technology Act the Out-of-School-Time Online Homework Help Program.

06/28/2011, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

Question: Shall this Resolution be ADOPTED?

39. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires eight (8) votes or a unanimous six (6) or seven (7). A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

LEGISLATION INTRODUCED AT ROLL CALL

PROPOSED ORDINANCES

Proposed ordinances received from June 21, 2011, through July 1, 2011, for reference by President to appropriate committee on July 12, 2011.

110496 **[License Agreement - Non-Stop Music Library, L.C.]**
Ordinance approving an agreement with Non-Stop Music Library, L.C., to license the use of a music library and waiving certain requirements of the Administrative Code with respect to the license agreement. (Department of Technology)

06/22/2011; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

110596 **[Settlement of Claim - Shatese Stewart - $250,000]**
Ordinance authorizing settlement of all claims in the lawsuit filed by Shatese Stewart against the City and County of San Francisco for $250,000; the lawsuit was filed on March 25, 2010, in San Francisco Superior Court, Case No. CGC-09-494967; entitled Shatese Stewart v. City and County of San Francisco, et al. (City Attorney)

06/27/2011; RECEIVED AND ASSIGNED to the Rules Committee.

PROPOSED RESOLUTIONS

Proposed resolutions received from June 21, 2011, through July 1, 2011, for reference by President to appropriate committee on July 12, 2011.

110586 **[Management Services Agreement - Sewer System Improvement Program - Not to Exceed $150,000,000]**
Resolution approving and authorizing the General Manager of the San Francisco Public Utilities Commission to execute Sewer System Improvement Program-Funded Agreement No. CS-165, Program Management Services, with AECOM-Parsons Joint Venture, for an amount not to exceed $150,000,000 with a term of up to 15 years, under Charter Section 9.118. (Public Utilities Commission)

06/30/2011; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

110680 **[Master Lease Amendment - U.S. Navy - Treasure Island South Waterfront]**
Resolution approving the Twenty-Seventh Amendment to the Treasure Island South Waterfront Master Lease between the Treasure Island Development Authority and the U.S. Navy to extend the term. (Treasure Island Development Authority)

06/20/2011; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

110681 **[Master Lease Amendment - U.S. Navy -Treasure Island Childcare]**
Resolution approving the Seventh Amendment to the Treasure Island Childcare Master Lease between the Treasure Island Development Authority and the U.S. Navy to extend the term. (Treasure Island Development Authority)

06/20/2011; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

110682 **[Cooperative Agreement Modification - U.S. Navy - Treasure Island]**
Resolution approving and authorizing the Treasure Island Development Authority to enter into a modification of the Cooperative Agreement with the U.S. Navy to extend the Cooperative Agreement from October 1, 2011, to September 30, 2012. (Treasure Island Development Authority)

06/20/2011 RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

110683 **[Master Lease Amendment - U.S. Navy - Treasure Island Event Venues]**
Resolution approving the Twenty Third Amendment to the Treasure Island Event Venues Master Lease between the Treasure Island Development Authority and the U.S. Navy to extend the term. (Treasure Island Development Authority)

06/20/2011. RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

110684 **[Master Lease Amendment - U.S. Navy - Treasure Island Land and Structures]**
Resolution approving the Thirty-Fifth Amendment to the Treasure Island Land and Structures Master Lease between the Treasure Island Development Authority and the U.S. Navy to extend the term. (Treasure Island Development Authority)

06/20/2011. RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

110685 **[Master Lease Amendment - U.S. Navy - Treasure Island Marina]**
Resolution approving the Fifteenth Amendment to the Treasure Island Marina Master Lease between the Treasure Island Development Authority and the U.S. Navy to extend the term. (Treasure Island Development Authority)

06/20/2011. RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

110691 **[Special Assessment of Liens for Assessment of Cost]**
Resolution confirming Report of Delinquent Charges for Code Enforcement cases with Delinquent Assessment of Costs, and Fees pursuant to the provisions of Section 102A.3, 102A.4, 102A.6 102A.12, 102A.16, 102A.17, 102A.18, 102A.19, 102A.20 et seq., 103A.3.3, Section 108A, Section 110A - Tables 1A-K and 1A-G, of the San Francisco Building Code, submitted by the Director of the Department of Building Inspection for Services rendered by said Department of costs thereof having accrued pursuant to code violations referenced above. (Building Inspection Commission)

06/30/2011; ASSIGNED to the Board of Supervisors.

110794 **[Petitions and Communications]**

Petitions and Communications received from June 21, 2011, through July 1, 2011, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on July 12, 2011.

Personal information that is provided in communications to the Board of Supervisors is subject to disclosure under the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information provided will not be redacted.

From Ike Shehadeh, regarding the Board of Appeals decision on Ike's Place at 3506 - 16th Street. Copy: Each Supervisor (1)

From Peter Warfield, regarding the Library's proposed FY2011-2012 Budget, opposing the Library's elimination of printed and mailed notices, and his immediate disclosure request from the Library. 4 letters (2)

*From concerned citizens, regarding saving the Sharp Park Wetlands. Approximately 200 letters (3)

From concerned citizens, regarding the Booker T. Washington Special Zoning District. 7 letters (4)

*From concerned citizens, submitting support for the Commission on Animal Control and Welfare's humane pet acquisition proposal in defense of animals. Approximately 925 letters (5)

From Department on the Environment, submitting the 2010 Resources Conservation Ordinance Annual Report. (6)

From Clerk of the Board, the following individual has submitted a Form 700 Statement: Doyle Johnson, Sunshine Ordinance Task Force - Leaving (7)

*From Department on the Status of Women, submitting the 2010 Family Violence in San Francisco Annual Report. (8)

From Office of Contract Administration, regarding FY2011-2012 Official Advertising term contract to both the Examiner and the Chronicle. Copy: Each Supervisor (9)

From San Francisco County Civil Grand Jury, submitting the "Hunters Point Shipyard: A Shifting Landscape" Civil Grand Jury Report. Copy: Each Supervisor, GAO Committee Clerk (10)

From concerned citizens, urging the Board to protect funding for Art and Cultural Organizations. 8 letters (11)

From Betty Dy, regarding the cost of the wheelchair ramp in City Hall. (12)

From Mark Douglas, regarding a skateboard park at the Waller Street location in Golden Gate Park. (13)

From Howard Wong, regarding lessons learned from Zurich's public transit system. (14)

From Coalition on Homelessness, urging the Board to restore all funding to homeless programs. 2 letters (15)

From David Ellis, urging the Board to support upgrading San Francisco's technology infrastructure. (16)

From Lee Goodin, regarding the homeless in Fisherman's Wharf/North Beach neighborhood. (17)

From SF Labor Council, submitting resolution regarding the CityBuild Program. Copy: Each Supervisor. (18)

From H. Bernstein, submitting petition urging the Board to support the land swap that will allow the construction of the Performing Arts Center at City College. Copy: Each Supervisor. (19)

From District Attorney's Office, submitting request for waiver of Administrative Code Chapter 12B for Chevron. (20)

From Department of Children, Youth, and Their Families, submitting public notice of availability of funds. Copy: Each Supervisor. (21)

From concerned citizens, submitting opposition to proposed Charter Amendment regarding the change to the make-up of the Health System Board. 2 letters. (22)

From Marvis Phillips, submitting support for outsourcing services for the Police Department's Project SAFE Program. (23)

From Alberto Castillio Abello, urging the Board to reinstate funding to health and human service programs. Copy: Each Supervisor. (24)

From California Nurses Association, regarding current and upcoming collective bargaining negotiations between multiple Sutter Health Hospitals and the California Nurses Association. Copy: Each Supervisor. (25)

From State Fish and Game Commission, submitting notice of proposed regulatory action relative to inspection of facilities for restricted species. Copy: Each Supervisor. (26)

From concerned citizens, submitting opposition to the Planning Department's decision that the AT&T Network "Lightspeed" Upgrade Project is exempt from environmental review. File No. 11035, 2 letters. (27)

From Office of the Controller, regarding municipal code authorized fee increases. Copy: Each Supervisor. (28)

From Department of Human Resources, submitting request for waiver of Administrative Code Chapter 12B for Holiday Inn Fisherman's Wharf. (29)

From James Chaffee, regarding a complaint against the Library Commission to be heard at the Ethics Commission on July 11, 2011. (30)

From Police Department, submitting request for waiver of Administrative Code Chapter 12B for Chevron. (31)

From Recreation and Park Department, regarding the long-term plans for Camp Mather. (32)

*From San Francisco County Civil Grand Jury, submitting the "Log Cabin Ranch Moving Towards Positive Horizons" Civil Grand Report. Copy: Each Supervisor, GAO Committee Clerk. (33)

From Lynn Manzione, urging the Board to end the sidewalk Sit-Lie Ordinance. (34)

From Patrick Monette-Shaw, regarding the San Francisco's Whistleblower Program. (35)

From concerned citizens, submitting support for eliminating the $2,000,000 in service fees charged to City College. 2 letters (36)

From Mei Au, regarding health insurance benefits. (37)

From Patrick Yarnevic, regarding various issues. (38)

From concerned citizens, regarding the North Beach Public Library and Joe DiMaggio Playground Master Plan. 6 letters (39)

From concerned citizens, submitting support for the reappointment of Jim Meko to the Entertainment Commission. File No. 110798, 5 letters (40)

From Richard Lang, submitting support for the Haight Ashbury Neighborhood Recycling Center. (41)

From concerned citizens, regarding the Parkmerced Project. 2 letters (42)

From Coalition on Homelessness, regarding the proposed initiative ordinance on homeless shelters. File No. 110776 (43)

From State Fish and Game Commission, submitting notice of proposed emergency regulatory action relating to the mountain yellow-legged frog. Copy: Each Supervisor (44)

From Charles Farnsworth, submitting support for saving Sharp Park Golf Course. Copy: Each Supervisor (45)

*From San Francisco County Civil Grand Jury, submitting the "Central Subway Too Much Money For Too Little Benefit" Civil Grand Report. Copy: Each Supervisor, GAO Committee Clerk (46)

From Peter Biocini, submitting support for eliminating the $2,000,000 in service fees charged to City College. (47)

From Jonathan, submitting support for the Planning Department's decision that the AT&T Network "Lightspeed" Upgrade Project is exempt from environmental review. File No. 110345 (48)

From Marvis Phillips, submitting support for putting a plaque in U.N. Plaza marking the site of the former AIDS/ARC Vigil. File No. 110752 (49)

From KT, submitting opposition to banning pet sales in San Francisco. (50)

From Police Department, regarding request to conduct random noise tests at 1787 Union Street. (51)

From Clerk of the Board, the following departments have submitted their FY2010-2011 Sole Source Contracts: (52)
Board of Appeals
Board of Supervisors
District Attorney
Ethics Commission
Mayor's Office on Disability
Retirement
Rent Board

ADJOURNMENT

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO
AGENDA

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tuesday, July 19, 2011 - 2:00 PM

Regular Meeting

GOVERNMENT
DOCUMENTS DEPT

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DAVID CHIU, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, CARMEN CHU, MALIA COHEN, SEAN ELSBERND,
MARK FARRELL, JANE KIM, ERIC MAR, ROSS MIRKARIMI, SCOTT WIENER

Angela Calvillo, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.sfbos.org

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Chu, Mirkarimi, Kim, Wiener, Chiu	Wednesday 1:00 PM
Budget and Finance Sub-Committee Supervisors Chu, Mirkarimi, Kim	Wednesday 10:00 AM
City and School District Select Committee Supervisors Cohen, Avalos, Chu, Commissioners Fewer, Maufas, Norton	2nd and 4th Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors Avalos, Mar, Elsbernd	2nd and 4th Monday 10:00 AM
Government Audit and Oversight Committee Supervisors Campos, Farrell, Chiu	2nd and 4th Thursday 10:00 AM
Land Use and Economic Development Committee Supervisors Mar, Cohen, Wiener	Monday 1:00 PM
Public Safety Committee Supervisors Mirkarimi, Cohen, Campos	1st and 3rd Thursday 10:30 AM
Rules Committee Supervisors Kim, Elsbernd, Farrell	1st and 3rd Thursday 1:30 PM

First-named Supervisor is Chair, Second-named Supervisor is Vice-Chair of the Committee

Meeting Procedures

Board procedures do not permit: 1) persons in the audience at a Board meeting to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers, and similar sound-producing electronic devices; 3) bringing in or displaying signs in the meeting room; 4) standing in the meeting room. The public is encouraged to testify at Committee meetings and to write letters to the Clerk of a Committee or to its members: 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

LAPTOP COMPUTER FOR PRESENTATIONS: Contact City Hall Media Services at (415) 554-7490 to coordinate the use of the laptop computer for presentations. Presenters should arrive 30 minutes prior to the meeting to test their presentations on the computer.

AGENDA PACKET: Available for review in Clerk's Office, Room 244, City Hall, and on the internet at http://www.sfbos.org/meetings. Meetings are cablecast on SF Cable 26. For DVD copies and scheduling call (415) 554-4188.

LANGUAGE INTERPRETERS: Requests must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722. AVISO EN ESPAÑOL: La solicitud para un traductor debe recibirse antes de mediodía de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯　必須在會議前最少四十八小時提出要求
請電　(415) 554-7719

Disability Access

The Legislative Chamber and the Committee Room in City Hall are wheelchair accessible. Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices are available upon request at the Clerk of the Board's Office, Room 244. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the F, J, K, L, M, N, T (exit at Civic Center or Van Ness Stations). MUNI bus lines also serving the area are the 5, 6, 9, 19, 21, 47, 49, 71, and 71L. For more information about MUNI accessible services, call (415) 701-4485.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under The Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. The Sunshine Ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact by mail the Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfbos.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 252-3100; fax (415) 252-3112; web site www.sfgov.org/ethics

Agenda Item Information

Each item on the Consent or Regular agenda may include the following documents:

1) Legislation
2) Budget and Legislative Analyst report
3) Department or Agency cover letter and/or report
4) Public correspondence

These items will be available for review at 1 Dr. Carlton B. Goodlett Place, City Hall, Room 244, Reception Desk on the Friday preceding a regularly scheduled Board meeting.

ROLL CALL AND PLEDGE OF ALLEGIANCE

AGENDA CHANGES

APPROVAL OF MEETING MINUTES

Approval of the June 7, 2011, and June 14, 2011, Board Meeting Minutes.

COMMUNICATIONS

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Questions on the Consent Agenda are on final passage, first reading, adoption, or approved, as indicated.

Items 1 through 4

Recommendation of the Budget and Finance Committee

Present: Supervisors Chu, Mirkarimi, Kim, Wiener, Chiu

1. 110664 **[Contract - San Francisco AIDS Foundation - Housing and Urban Rent Subsidies Services]**
Sponsor: Mayor
Resolution approving a contract between the Department of Public Health and the San Francisco AIDS Foundation for rent subsidies services for people living with HIV/AIDS.

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

Recommendation of the Public Safety Committee

Present: Supervisors Mirkarimi, Cohen, Campos

2. 110450 [Accept and Expend Grant - Community Justice Center Intensive Outpatient Program - $205,000]
Sponsor: Chiu
Resolution authorizing the San Francisco Department of Public Health to retroactively accept and expend a grant in the amount of $205,000 from Department of Justice to fund the project entitled "San Francisco Community Justice Center Intensive Outpatient Program" for the period of October 1, 2010, through September 30, 2011.

Question: Shall this Resolution be ADOPTED?

Recommendation of the Rules Committee

Present: Supervisors Kim, Elsbernd, Farrell

3. 110797 [Appointments, Ballot Simplification Committee - June Fraps, Betty Packard, and Adele Fasick]
Motion appointing June Fraps, Betty Packard, and Adele Fasick, terms ending November 30, 2012, to the Ballot Simplification Committee. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

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Present: Supervisors Kim, Farrell, Wiener

4. 110741 [Appointment, SRO Task Force]
Motion appointing Victor Nelson, term ending December 31, 2012, to the SRO Task Force. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

REGULAR AGENDA

UNFINISHED BUSINESS

From the Board

The public comment legally required under California Government Code Section 54954.3 and San Francisco Administrative Code Section 67.15(a) prior to approval was provided and completed on April 26, 2011.

(Only one of the following two motions should be approved.)

5. 110345 **[Affirming the Exemption Determination - AT&T Network "Lightspeed" Upgrade]**
Motion affirming the determination by the Planning Department that the AT&T Network "Lightspeed" Upgrade project is exempt from environmental review.

04/26/2011, CONTINUED.

05/24/2011, CONTINUED.

06/28/2011, CONTINUED.

Question: Shall this Motion be APPROVED?

6. 110346 **[Reversing the Exemption Determination - AT&T Network "Lightspeed" Upgrade]**
Motion reversing the determination by the Planning Department that the AT&T Network "Lightspeed" Upgrade project is exempt from environmental review.

04/26/2011; CONTINUED.

05/24/2011; CONTINUED.

06/28/2011; CONTINUED.

Question: Shall this Motion be APPROVED?

7. 110347 **[Preparation of Findings to Reverse the Exemption Determination - AT&T Network "Lightspeed" Upgrade]**
Motion directing the Clerk of the Board to prepare findings reversing the exemption determination by the Planning Department that the AT&T Network "Lightspeed" Upgrade project is exempt from environmental review.

04/26/2011; CONTINUED.

05/24/2011; CONTINUED.

06/28/2011; CONTINUED.

Question: Shall this Motion be APPROVED?

Recommendations of the Budget and Finance Committee

Present: Supervisors Chu, Mirkarimi, Kim, Wiener, Chiu

(Charter Section 9.100 provides the Board shall not adopt the Budget earlier than July 15, 2011, nor later than August 1, 2011.)

8. 110387 [Consolidated Budget and Annual Appropriation Ordinance - FYs 2011-2012 and 2012-2013]
Sponsor: Mayor
Consolidated Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures of the City and County of San Francisco for the FY ending June 30, 2012; and for FYs ending June 30, 2012, and June 30, 2013, for the Airport, Port Commission and Public Utilities Commission.

(Fiscal Impact)

07/12/2011; CONTINUED ON FIRST READING.

Question: Shall this Ordinance be PASSED ON FIRST READING?

9. 110386 [Annual Salary Ordinance - FYs 2011-2012 and 2012-2013]
Sponsor: Mayor
Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the FY ending June 30, 2012; FY ending June 30, 2013, for the Airport, Port Commission, and the Public Utilities Commission; and continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefore.

(Fiscal Impact)

07/12/2011; CONTINUED ON FIRST READING.

Question: Shall this Ordinance be PASSED ON FIRST READING?

10. 110534 [Administrative Code - Public Works Greening Fund]
Sponsor: Mayor
Ordinance amending the San Francisco Administrative Code by adding Section 10.100-371 to establish the Department of Public Works Greening Fund as a Category Six Fund.

07/12/2011; CONTINUED ON FIRST READING.

Question: Shall this Ordinance be PASSED ON FIRST READING?

11. 110549 **[Park Code - Harding Park and Fleming Golf Courses Fees]**
Sponsor: Elsbernd
Ordinance amending the San Francisco Park Code, Article 12, Section 12.12 to: 1) authorize the Recreation and Park Commission to approve special promotions of up to 25% of the applicable rate, and increases of up to 50% for non-resident and tournament fees at Harding Park and Fleming Golf Courses; 2) designate weekday and weekend hours; and 3) making environmental findings.

07/12/2011; CONTINUED ON FIRST READING.

Question: Shall this Ordinance be PASSED ON FIRST READING?

12. 110550 **[Park Code - Lincoln Park Golf Fees]**
Sponsor: Elsbernd
Ordinance amending the San Francisco Park Code, Article 12, Section 12.13 to: 1) designate weekday and weekend hours; 2) add a junior non-resident rate to the golf fees at Lincoln Park; and 3) making environmental findings.

07/12/2011; CONTINUED ON FIRST READING.

Question: Shall this Ordinance be PASSED ON FIRST READING?

13. 110551 **[Park Code - Sharp Park Golf Fees]**
Sponsor: Elsbernd
Ordinance amending the San Francisco Park Code, Article 12, Section 12.14 to: 1) designate weekday and weekend hours; 2) add junior resident and non-resident rates to the golf fees at Sharp Park; and 3) making environmental findings.

07/12/2011; CONTINUED ON FIRST READING.

Question: Shall this Ordinance be PASSED ON FIRST READING?

14. 110552 **[Park Code - Golden Gate Park Golf Fees]**
Sponsor: Elsbernd
Ordinance amending the San Francisco Park Code, Article 12, Section 12.16 to: 1) designate weekday and weekend hours; 2) add a junior non-resident rate to the golf fees at Golden Gate Park; and 3) making environmental findings.

07/12/2011; CONTINUED ON FIRST READING.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Chu, Kim, Wiener

15. 110706 **[Administrative Code - Fee Update]**
Sponsor: Mayor
Ordinance amending the San Francisco Administrative Code, Chapter 31, Sections 31.22, 31.23, and 31.23.1 to: 1) increase all fees based on the Controller's annual two-year average consumer price index; and 2) adopting findings, including environmental findings.

07/12/2011; CONTINUED ON FIRST READING.

Question: Shall this Ordinance be PASSED ON FIRST READING?

16. 110707 [Planning Code - Fee Update]
Sponsor: Mayor
Ordinance amending the San Francisco Planning Code, Article 3.5 to: 1) increase fees based on the Controller's annual two-year average consumer price index and place a cap on the intake fee amount for applications for Planning Commission and Zoning Administrator hearing applications, certificates of appropriateness, and building permit applications: and 2) adopting findings, including environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan, and the priority policies of Planning Code Section 101.1.

07/12/2011; CONTINUED ON FIRST READING.

Question: Shall this Ordinance be PASSED ON FIRST READING?

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Present: Supervisors Chu, Mirkarimi, Kim, Wiener, Chiu

17. 110708 [Health Code - Patient Rates - FY2011-2012]
Sponsor: Mayor
Ordinance amending the San Francisco Health Code, Article 3, Section 128 to set patient rates and other services provided by the Department of Public Health, effective July 1, 2011.

07/12/2011; CONTINUED ON FIRST READING.

Question: Shall this Ordinance be PASSED ON FIRST READING?

18. 110709 [Public Works - Temporary Street Occupancy Fees]
Sponsor: Mayor
Ordinance amending the San Francisco Public Works Code, Section 724.1 to: 1) modify monthly fees for temporary street occupancy for construction and daily fees for temporary street occupancy unrelated to construction; and 2) making environmental findings.

07/12/2011; CONTINUED ON FIRST READING.

Question: Shall this Ordinance be PASSED ON FIRST READING?

19. 110710 [Administrative Code - Public Administrator/Public Guardian Representative Payee Services Fee]
Sponsor: Mayor
Ordinance amending the San Francisco Administrative Code, Section 2A.211-A to add a fee of $37 for services provided by the Public Administrator/Public Guardian Representative Payee Program.

07/12/2011; CONTINUED ON FIRST READING.

Question: Shall this Ordinance be PASSED ON FIRST READING?

20. 110270 **[Redevelopment Agency Budget and Bonds in an Amount Not to Exceed $84,000,000 - FY2011-2012]**
Sponsor: Mayor
Resolution approving the budget of the Redevelopment Agency of the City and County of San Francisco for FY2011-2012 and approving the Issuance by the Redevelopment Agency of bonds in an aggregate principal amount of not to exceed $84,000,000 to finance a portion of redevelopment activities described in such approved budget for FY2011-2012

(Fiscal Impact)

07/12/2011 CONTINUED

Question: Shall this Resolution be ADOPTED?

21. 110273 **[Treasure Island Development Authority Budget - FY2011-2012]**
Sponsor: Mayor
Resolution approving the Budget of the Treasure Island Development Authority for FY2011-2012.

(Fiscal Impact)

07/12/2011, CONTINUED.

Question: Shall this Resolution be ADOPTED?

22. 110274 **[Adjusting the Access Line Tax with the Consumer Price Index of 2011]**
Sponsor: Mayor
Resolution concurring with the Controller's establishment of the Consumer Price Index for 2011, and adjusting the Access Line Tax by the same rate.

07/12/2011; CONTINUED.

Question: Shall this Resolution be ADOPTED?

23. 110275 **[Proposition J Contract/Certification of Specified Contracted-Out Services Previously Approved for Various Departments]**
Sponsor: Mayor
Resolution concurring with the Controller's certification that services previously approved can be performed by private contractor for a lower cost than similar work performed by City and County employees for the following services: budget analyst (Board of Supervisors); absentee voter ballot distribution (Department of Elections); LGBT Anti-violence Education and Outreach Program (District Attorney); central shops security, convention facilities management, janitorial services, and security services (General Services Agency-City Administrator); security services-1680 Mission Street (General Services Agency-Public Works); mainframe system support (General Services Agency-Technology); security services (Human Services Agency); Project S.A.F.E. (Police); and food services (Sheriff).

(Fiscal Impact)

07/12/2011; CONTINUED.

Question: Shall this Resolution be ADOPTED?

24. 110285 **[Declaring the City's Intention to Appropriate Available Rainy Day Reserve Funds to the San Francisco Unified School District - 2011-2012 School Year]**
Sponsors: Mayor; Chiu, Kim, Cohen, Mar, Avalos, Wiener, Campos and Mirkarimi
Resolution declaring the City's intention to appropriate available Rainy Day Reserve Funds to the San Francisco Unified School District to help the District cope with the loss of State funding for the 2011-2012 school year.

(Fiscal Impact)

07/12/2011; CONTINUED.

Question: Shall this Resolution be ADOPTED?

25. 110379 **[Expenditure Plan for the Human Services Care Fund - FY2011-2012]**
Sponsor: Mayor
Resolution approving the expenditure plan for the Human Services Care Fund for FY2011-2012.

(Fiscal Impact)

07/12/2011; CONTINUED.

Question: Shall this Resolution be ADOPTED?

26. 110381 **[Public Education Enrichment Fund - Children and Families Commission - FY2011-2012]**
Sponsor: Mayor
Resolution approving the San Francisco Children and Families Commission expenditure plan for the Public Education Enrichment Fund for FY2011-2012.

(Fiscal Impact)

07/12/2011; CONTINUED.

Question: Shall this Resolution be ADOPTED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Chu, Mirkarimi, Kim, Wiener, Chiu

27. 110654 **[General Obligation Bond Election - Road Repaving and Street Safety - $248,000,000]**

Sponsors: Mayor; Chiu, Wiener, Avalos, Campos, Cohen, Kim, Mar and Mirkarimi

Ordinance calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, November 8, 2011, for the purpose of submitting to the voters a proposition to incur the following bonded debt of the City and County: $248,000,000 to finance the repaving and reconstruction of roads, the rehabilitation and seismic improvement of street structures, the replacement of sidewalks, the installation and renovation of curb ramps, the redesign of streetscapes to include pedestrian and bicycle safety improvements, and the construction, rehabilitation and renovation of traffic infrastructure and related costs necessary or convenient for the foregoing purposes; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants in accordance with Chapter 37 of the San Francisco Administrative Code; finding that the estimated cost of such proposed project is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such proposed project; fixing the date of election and the manner of holding such election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on such bonds and providing for the levy and collection of taxes to pay both principal and interest; prescribing notice to be given of such election; finding that the proposed bond is not a project under the California Environmental Quality Act (CEQA); finding that the proposed bond is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirement of Charter Section 4.105 and Administrative Code Section 2A.53; consolidating the special election with the general election; establishing the election precincts, voting places, and officers for the election; waiving the word limitation on ballot propositions imposed by San Francisco Municipal Elections Code Section 510; complying with the restrictions on the use of bond proceeds specified in California Government Code Section 53410; incorporating the provisions of San Francisco Administrative Code Sections 5.30 - 5.36; and waiving the time requirements specified in San Francisco Administrative Code Section 2.34.

(Fiscal Impact)

Question: Shall this Ordinance be PASSED ON FIRST READING?

28. 110750 [Certificates of Participation - War Memorial Veterans Building Seismic Upgrade and Improvements - Not to Exceed $170,000,000]

Sponsors: Mayor; Chiu

Ordinance authorizing the execution and delivery of certificates of participation evidencing in an aggregate principal amount of not to exceed $170,000,000 to: 1) finance the seismic upgrade of and certain improvements to the War Memorial Veterans Building; 2) authorizing the selection of a trustee by the Director of Public Finance and approving the form of a trust agreement for the certificates of participation between the City and County of San Francisco and the trustee named therein (including certain indemnities contained therein); 3) approving the forms of a property lease and a project lease between the City and the trustee of one or more portions of the San Francisco War Memorial Performing Arts Center; 4) approving the form of an official notice of sale and notice of intention to sell for the certificates of participation, if sold by competitive sale; 5) authorizing the selection of underwriters by the Director of Public Finance and approving the form of a purchase contract between the City and the underwriters relating to the certificates of participation, if sold by negotiated sale; 6) approving the forms of a preliminary and final official statement with respect to the certificates of participation; 7) approving the form of a continuing disclosure certificate; 8) finding that the proposed project is categorically exempt from the California Environmental Quality Act; 9) finding that the proposed project is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirements of Charter Section 4.105 and Administrative Code Section 2A.53; 10) granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale and delivery of the certificates of participation; 11) approving modifications to documents and agreements; and 12) ratifying previous actions taken in connection therewith.

(Fiscal Impact)

Question: Shall this Ordinance be PASSED ON FIRST READING?

29. 110528 [Feeder Agreement - BART]

Resolution approving the Feeder Agreement between the City and County of San Francisco and the Bay Area Rapid Transit District for payment for transfer trips, with a term from July 1, 2009, to June 30, 2010. (Municipal Transportation Agency)

Question: Shall this Resolution be ADOPTED?

30. 110536 [Airport Lease Agreement - XpresSpa SF International, LLC, and ILJ San Francisco, LLC]

Resolution approving Amendment No. 1, retroactive to April 14, 2011, to Airport Spa Lease No. 06-0242 with XpresSpa SF International, LLC; and Amendment No. 2 to Technology Stores and Accessories Lease No. 07-0108 with ILJ San Francisco, LLC, and the City and County of San Francisco, acting by and through its Airport Commission (Airport Commission)

Question: Shall this Resolution be ADOPTED?

31. 110540 **[Airport Concession Leases - Subway, Jalapeno Grill, Guava & Java, and Mission Bar & Grill]**
Resolution approving Amendment No. 1, retroactive to April 14, 2011, to Domestic Terminal Food and Beverage Lease No. 03-0185 with Baysubway Airport (Subway); No. 03-0187 with Luna Azul Corporation (Jalapeno Grill); No. 03-0191 with Guava & Java (SFO), Inc. (Guava & Java), and No. 03-0199 with Burger Joint, Inc. (Mission Bar & Grill), and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)

Question: Shall this Resolution be ADOPTED?

32. 110773 **[SOMA Community Stabilization Fund Expenditures - $325,000]**
Sponsor: Kim
Resolution authorizing the Mayor's Office of Housing to expend SOMA Community Stabilization Fund in the amount of $325,000 to provide housing and job readiness services to low-income residents and workers in the South of Market neighborhood.

(Fiscal Impact.)

Question: Shall this Resolution be ADOPTED?

33. 110494 **[Amendment to the Budget and Legislative Analyst Contract to Exercise Two-Year Option]**
Motion approving and exercising the final option set forth in the Agreement for Professional Budget and Legislative Analyst Services between the City and County of San Francisco and Harvey M. Rose Associates, LLC, Debra A. Newman, and Louie & Wong, LLP, (A Joint Venture), thereby extending the term of the Agreement from January 1, 2012, through December 31, 2013. (Clerk of the Board)

(Fiscal Impact)

Question: Shall this Motion be APPROVED?

Recommendation of the City Operations and Neighborhood Services Committee

Present: Supervisors Avalos, Mar, Elsbernd

34. 110656 **[Environment Code - Cell Phone Disclosure Requirements]**
Sponsor: Avalos
Ordinance amending the San Francisco Environment Code Sections 1101 through 1105 to require cell phone retailers to provide their customers with information regarding how to limit exposure to the radiofrequency energy emitted by cell phones in place of the mandatory disclosure of Specific Absorption Rate Values for cell phone models.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Avalos, Elsbernd

35. 110458 [Accept and Expend Grant - Civic Center Sustainable Resources District Project - $970,000]
Sponsor: Kim
Resolution authorizing the San Francisco Public Utilities Commission to accept and expend a U.S. Environmental Protection Agency administered grant in the amount of $970,000 for a Civic Center Sustainable Resources District Project.

Question: Shall this Resolution be ADOPTED?

From the City Operations and Neighborhood Services Committee Without Recommendation

Present: Supervisors Avalos, Elsbernd

36. 110332 [Liquor License Transfer - 2801 Jones Street]
Resolution determining that the transfer of a Type 21 off-sale general license from 511 Crescent Street to 2801 Jones Street (District 3) to Daniel J. Kramer of Haas Najarian, LLP, for Walgreen Co., dba Walgreens, will serve the public convenience or necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Mar, Cohen, Wiener

37. 110180 [Changing the Official Sidewalk Width - Clarence Place]
Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" by adding thereto Section 1590 to change the official sidewalk width on the easterly side of Clarence Place northwesterly of Townsend Street; making environmental findings and findings pursuant to the General Plan and Planning Code Section 101.1; requiring relocation, modification, or both, of facilities affected by the sidewalk width change. (Public Works Department)

Question: Shall this Ordinance be PASSED ON FIRST READING?

38. 110277 [Planning Code - Vintage Signs]
Sponsor: Campos
Ordinance amending San Francisco Planning Code Section 608.14 to 1) authorize vintage signs; and 2) making environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and Planning Code Section 101.1.

Question: Shall this Ordinance be PASSED ON FIRST READING?

39. 110623 **[Changing the Official Sidewalk Width - Brotherhood Way]**
Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" by adding thereto Section 1588 to change the official sidewalk width on north side of Brotherhood Way west of Chumasero Drive; making environmental findings and findings pursuant to the General Plan and Planning Code Section 101.1; requiring relocation, modification, or both of facilities affected by the sidewalk width change. (Public Works Department)

Question: Shall this Ordinance be PASSED ON FIRST READING?

40. 110627 **[General Plan Amendment - Community Safety Element]**
Ordinance amending the San Francisco General Plan by amending the Community Safety Element to reference the most recent Hazard Mitigation Plan; and making findings, including findings of consistency with the General Plan and the eight priority policies of Planning Code Section 101.1, and environmental findings. (Planning Department)

Question: Shall this Ordinance be PASSED ON FIRST READING?

41. 110771 **[Jurisdictional Transfer and Exchange of Real Property - Ocean Avenue and Phelan Avenue]**
Sponsor: Elsbernd
Resolution 1) approving the jurisdictional transfer of an approximately 5,835 square foot portion of City property located near Ocean Avenue and Phelan Avenue under the jurisdiction of the San Francisco Public Utilities Commission with an approximately 6,264 square foot portion of adjacent City property under the jurisdiction of the San Francisco Municipal Transportation Agency; 2) approving the subsequent exchange of the 6,264 square foot portion of such City property and an approximately 6.21 acre portion of adjacent City property under the jurisdiction of the San Francisco Public Utilities Commission for adjacent real property owned by the San Francisco Community College District and comprised of approximately 6.60 acres; adopting environmental findings and other findings that the actions set forth in this Resolution are consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and 3) authorizing other actions in furtherance of this Resolution.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Rules Committee

Present: Supervisors Kim, Farrell, Wiener

42. 110400 **[Campaign and Governmental Conduct Code - Modifying Registration and Disclosure Requirements for Campaign Consultants]**
Sponsor: Wiener
Motion ordering submitted to the voters an ordinance amending Article I, Chapter 5, of the Campaign and Governmental Conduct Code, to modify registration and disclosure requirements for campaign consultants at an election to be held on November 8, 2011.

Question: Shall this Motion be APPROVED?

43. 110798 [Appointment, Entertainment Commission]
Motion appointing D. Gill Sperlein, term ending July 1, 2015, to the Entertainment Commission. (Clerk of the Board)

(Supervisor Kim dissented in Committee.)

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

44. 110746 [Public Hearing - Charter Amendment - City Retirement Benefits and Health Care Benefits]
Hearing of persons interested in or objecting to the amendments to the proposed Charter Amendment (Fourth Draft) to amend the Charter of the City and County of San Francisco by amending the provisions in Appendix A to: 1) adjust contribution rates for current and future employees to the San Francisco Employees' Retirement System (SFERS) based on the rate employers are required to pay each year; 2) limit SFERS' supplemental cost of living adjustments to retiree benefits for all employees and retirees; 3) create new retirement plans for employees commencing employment on and after January 7, 2012; 4) require elected officials to pay their contributions to SFERS and the Retiree Health Care Trust Fund (RHCTF); 5) allow certain individuals who are members of the California Public Employees' Retirement System (CalPERS) to become members of SFERS; 6) change the composition of the Health Service Board (HSB); 7) change the vote requirement for the HSB to approve member health care plans; 8) require current employees to contribute to the RHCTF beginning in FY2016-2017; 9) restrict certain retiree health care benefits for employees who left City employment, but have not yet retired, to those benefits in place at the time they left employment; 10) reduce employers' contributions into the Health Service System Trust Fund under certain circumstances; and 11) make certain other changes to retirement and health care benefits, and provisions governing the RHCTF and the Health Service System. (Clerk of the Board)

Action:_____

Committee of the Whole Adjourn and Report

45. 110058 **[Charter Amendment - City Retirement Benefits and Health Care Benefits]**
Sponsors: Mayor; Elsbernd, Avalos, Chiu, Chu, Cohen, Farrell, Wiener and Campos
Charter Amendment (Fourth Draft) to amend the Charter of the City and County of San Francisco by amending the provisions in Appendix A to: 1) adjust contribution rates for current and future employees to the San Francisco Employees' Retirement System (SFERS) based on the rate employers are required to pay each year, 2) limit SFERS' supplemental cost of living adjustments to retiree benefits for all employees and retirees; 3) create new retirement plans for employees commencing employment on and after January 7, 2012; 4) require elected officials to pay their contributions to SFERS and the Retiree Health Care Trust Fund (RHCTF); 5) allow certain individuals who are members of the California Public Employees' Retirement System (CalPERS) to become members of SFERS, 6) change the composition of the Health Service Board (HSB); 7) change the vote requirement for the HSB to approve member health care plans; 8) require current employees to contribute to the RHCTF beginning in FY2016-2017; 9) restrict certain retiree health care benefits for employees who left City employment, but have not yet retired, to those benefits in place at the time they left employment; 10) reduce employers' contributions into the Health Service System Trust Fund under certain circumstances; and 11) make certain other changes to retirement and health care benefits, and provisions governing the RHCTF and the Health Service System.

06/28/2011, CONTINUED

07/12/2011, AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

07/12/2011, CONTINUED AS AMENDED.

Question: Shall this Charter Amendment be SUBMITTED?

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

46. 110745 **[Public Hearing - Charter Amendment - Allowing Amendments to or Repeals of Initiative Ordinances and Declarations of Policy Approved by the Voters on or after November 1, 2011]**
Hearing of persons interested in or objecting to the amendments to the proposed Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by amending Section 14.101 to allow amendments to or repeals of initiative ordinances and declarations of policy approved by the voters on or after November 1, 2011. (Clerk of the Board)

Action:_____

Committee of the Whole Adjourn and Report

From the Board

47. 110693 **[Charter Amendment - Allowing Amendments to or Repeals of Initiative Ordinances and Declarations of Policy Approved by the Voters on or after November 1, 2011]**
Sponsor: Wiener
Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by amending Section 14.101 to allow amendments to or repeals of initiative ordinances and declarations of policy approved by the voters on or after November 1, 2011.

07/12/2011; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. See File No. 110401

07/12/2011; CONTINUED AS AMENDED.

Question: Shall this Charter Amendment be SUBMITTED?

Recommendation of the Rules Committee

Present: Kim, Elsbernd, Farrell

48. 110401 **[Charter Amendment - Allowing Amendments to or Repeals of Initiative Ordinances and Declarations of Policy]**
Sponsor: Wiener
Charter Amendment (Third Draft) to amend the Charter of the City and County of San Francisco by amending Section 14.101 to allow amendments to or repeals of initiative ordinances and declarations of policy.

07/12/2011; DUPLICATED. See File No. 110693.

07/12/2011; CONTINUED.

Question: Shall this Charter Amendment be SUBMITTED?

SPECIAL ORDER 3:30 P.M. - Recognition of Commendations

COMMITTEE REPORTS

Reports from committees, if any, recommending emergency or urgent measures.

The following item will be considered by the Government Audit and Oversight Committee at a Regular Meeting on Thursday, July 14, 2011 at 10:00 a.m. The Chair intends to request the Committee to send the following item to the Board as a committee report on Tuesday, July 19, 2011

49. 110774 **[Assessment Ballots for City-Owned Parcels for the Proposed Renewal and Expansion of Fillmore Jazz Community Benefit District to be Renamed Fillmore Community Benefit District]**
Sponsor: Mirkarimi
Resolution authorizing the Mayor to cast assessment ballots in the affirmative, on behalf of the City and County of San Francisco, as the owner of five parcels over which the Board of Supervisors has jurisdiction, where those five parcels would be subject to assessment in the proposed renewed and expanded property and business improvement district currently known as the Fillmore Jazz Community Benefit District, to be renamed the Fillmore Community Benefit District.

Question: Shall this Resolution be ADOPTED?

ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.

Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced for adoption without committee reference. A unanimous vote is required for adoption of these resolutions today. Any Supervisor may require any resolution to go to committee.

Questions on the For Adoption Without Committee Reference Agenda are on for adoption, or approved, as indicated.

Items 50 through 54

50. 110728 [Accept and Expend Grant - Altamont Education Advisory Board - $10,000]
Sponsor: Mar
Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of $10,000 from Altamont Education Advisory Board to expand recycling and lunchroom composting programs at schools in San Francisco.

07/12/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

51. 110740 [Urging the United States Food and Drug Administration to Ban Menthol in Tobacco Products]
Sponsor: Cohen
Resolution urging the U.S. Food and Drug Administration to ban menthol in cigarettes and other tobacco products.

07/12/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

52. 110743 [Urging the Municipal Transportation Agency to Halt Action on the Transfer of Credit Card Charges from Taxi Cab Companies to Taxi Cab Drivers]
Sponsor: Campos
Resolution urging the San Francisco Municipal Transportation Agency to reconsider and abandon the decision to shift the burden of credit card merchant charges from taxi cab companies to the City cab drivers.

07/12/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

53. 110744 **[Concern Over the Deshon Marman Incident on US Airways]**
Sponsors: Cohen; Campos, Kim, Mar, Mirkarimi and Wiener
Resolution expressing concern over the treatment of Deshon Marman by US Airways, and urging the Federal Aviation Administration to investigate US Airways' actions and develop and implement consistent dress requirements for passengers.

07/12/2011 REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

Question: Shall this Resolution be ADOPTED?

54. 110737 **[Committee of the Whole - Public Hearing to Consider Resolution to Establish (Renew and Expand) and Rename Fillmore Jazz Community Benefit District as the Fillmore Community Benefit District]**
Sponsor: Mirkarimi
Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on July 26, 2011, at 3:00 p.m., to hold a public hearing to consider adopting a Resolution to establish (renew and expand) the Fillmore Jazz Community Benefit District and rename the district as the Fillmore Community Benefit District.

07/12/2011. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

55. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires eight (8) votes or a unanimous six (6) or seven (7). A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

LEGISLATION INTRODUCED AT ROLL CALL

PROPOSED ORDINANCES

Proposed ordinances received from July 2, 2011, through July 11, 2011, for reference by President to appropriate committee on July 19, 2011.

110694 **[Settlement of Lawsuit - Jorei Enterprises, LLC - $125,000]**
Ordinance authorizing settlement of the lawsuit filed by Jorei Enterprises, LLC, against the City and County of San Francisco for $125,000; the lawsuit was filed on December 21, 2010, in San Francisco Superior Court, Case No. CGC-10-506527; entitled Jorei Enterprises, LLC v. City and County of San Francisco; other material terms of said settlement are mutual releases of liability in connection with the conveyance of 351 California Street, San Francisco. (City Attorney)

07/05/2011; RECEIVED AND ASSIGNED to the Rules Committee.

110714 **[Settlement of Lawsuit - Arash Ghanadan - $50,000]**
Ordinance authorizing settlement of the lawsuit filed by Arash Ghanadan against the City and County of San Francisco for $50,000; the lawsuit was filed on December 18, 2009, in San Francisco Superior Court, Case No. CGC-09-495308; entitled Arash Ghanadan, et al. v. City and County of San Francisco, et al. (City Attorney)

07/11/2011; RECEIVED AND ASSIGNED to the Rules Committee.

PROPOSED RESOLUTIONS

Proposed resolutions received from July 2, 2011, through July 11, 2011, for reference by President to appropriate committee on July 19, 2011.

110713 **[Settlement of Unlitigated Claim - Ned Bresnahan - $265,000]**
Resolution approving the settlement of the unlitigated claim filed by Ned Bresnahan against San Francisco for $265,000; claim was filed on March 28, 2011.

07/06/2011; RECEIVED AND ASSIGNED to the Rules Committee.

110715 **[Settlement of Unlitigated Claims - Pearl Howell - $80,000]**
Resolution approving the settlement of unlitigated claims (DFEH No. E201011M0352 and EEOC Charge No. 550-2010-01808) filed by Pearl Howell against the City and County of San Francisco for $80,000; claims were filed on September 15 and 16, 2010. (City Attorney)

07/11/2011; RECEIVED AND ASSIGNED to the Rules Committee.

110820 **[Petitions and Communications]**

Petitions and Communications received from July 2, 2011, through July 11, 2011, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on July 19, 2011

Personal information that is provided in communications to the Board of Supervisors is subject to disclosure under the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information provided will not be redacted.

From concerned citizens, regarding saving the Sharp Park Wetlands. 10 letters (1)

*From concerned citizens, submitting support for the Commission on Animal Control and Welfare's humane pet acquisition proposal in defense of animals. 78 letters (2)

From Bob Planthold, regarding resolution opposing the Golden Gate National Recreation Area's proposed preferred alternatives for dog management. (3)

From Jennifer Ziegler, urging the Board to continue funding the NERT Program. Copy: Each Supervisor, Budget and Finance Committee Clerk (4)

From Clerk of the Board, the following individual has submitted a Form 700 Statement: Enca Maybaum, Legislative Aide - Assuming (5)

From James Chaffee, regarding the Ethics Commission meeting on July 11, 2011. (6)

From Department of Public Health, submitting the June 2011 Hazardous Materials Spill Report. (7)

From T-Mobile, submitting notification of six cellular antennas to be installed at 123 Townsend Street. Copy: Each Supervisor (8)

From Luis Cancel, submitting his resignation as the Director of Cultural Affairs and the Arts Commission. (9)

From Annie Sage, regarding the proposed Initiative Ordinance concerning "Circumcision." (10)

From Patrick Monette-Shaw, regarding two Civil Grand Jury Reports. (11)

From Aaron Goodman, regarding families leaving San Francisco. Copy: Each Supervisor (12)

From Office of Contract Administration, submitting notice that the Office of Contract Administration plans to extend the MOU with Recology. Copy: Each Supervisor (13)

From Richard Magary, submitting support for the appointment of Gill Sperlein to the Entertainment Commission. (14)

From Arlene Mowles, submitting support for the AT&T upgrades. File No. 110344 (15)

From J. Ovenden, submitting support for saving Sharp Park Golf Course. Copy: Each Supervisor (16)

From National Recreation and Park Association, regarding the proposed Initiative Ordinance concerning equal public access to parks and recreation facilities. File No. 110775, Rules Committee Clerk (17)

From Clerk of the Board, regarding the Diversity Tracking System. (18)

From City Hall Building Management, submitting notice that the Recreation and Park Department will be showing this summer's Women's World Cup at Civic Center (19)

From SF Labor Council, submitting resolution in support of more affordable housing for transitionally aged youth. Copy: Each Supervisor (20)

From Office of the Controller, submitting the FY2011-2012 Work Plan Report (21)

From concerned citizens, urging the Board to end the sidewalk Sit-Lie Ordinance 9 letters (22)

*From Superior Court, 2010-2011 San Francisco County Civil Grand Jury, submitting its report to the public entitled "Whistling In The Dark: The San Francisco Whistleblower Program." Copy: Each Supervisor (23)

*From Office of the Chief Medical Examiner, submitting the FY2011-2012 Annual Report (24)

From John Madden, regarding the proposed Charter Amendment concerning retirement and health care benefits. File No. 110058 (25)

From Office of the Mayor, submitting Notice of Receipt of appointments by the Mayor (26)

From concerned citizens, regarding the 2010-2011 San Francisco County Civil Grand Jury Report entitled "Whistling In The Dark: The San Francisco Whistleblower Program." 2 letters (27)

From Steven Aiello, submitting support for California Pacific Medical Center's efforts to build earthquake safe hospitals at St. Lukes campus and Van Ness and Geary. (28)

From Anthony An, submitting opposition to the AT&T upgrades. File No. 110344 (29)

From Eileen Boken, submitting opposition to the proposed Charter Amendment allowing amendments to or repeals of initiative ordinances and declarations of policy File No. 110401 (30)

From Jack Barry, regarding the ten-year landfill disposal agreement with Recology. (31)

From Gerald Cauthen, regarding the Central Subway. (32)

From Clerk of the Board, the following departments have submitted their FY2010-2011 Sole Source Contracts: (33)
Department of Public Health
Department of Building Inspection
Mayor's Office of Housing
Health Service System
Office of the Assessor-Recorder
Office of the Treasurer and Tax Collector

*(An asterisked item represents the cover sheet to a document that exceeds 25 pages The complete document is available at the Clerk's Office Room 244, City Hall.)

ADJOURNMENT

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO
AGENDA

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tuesday, July 19, 2011 - 2:00 PM

Regular Meeting

GOVERNMENT
DOCUMENTS DEPT

JUL 15 2011

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DAVID CHIU, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, CARMEN CHU, MALIA COHEN, SEAN ELSBERND, MARK FARRELL, JANE KIM, ERIC MAR, ROSS MIRKARIMI, SCOTT WIENER

Angela Calvillo, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.sfbos.org

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Chu, Mirkarimi, Kim, Wiener, Chiu	Wednesday 1:00 PM
Budget and Finance Sub-Committee Supervisors Chu, Mirkarimi, Kim	Wednesday 10:00 AM
City and School District Select Committee Supervisors Cohen, Avalos, Chu, Commissioners Fewer, Maufas, Norton	2nd and 4th Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors Avalos, Mar, Elsbernd	2nd and 4th Monday 10:00 AM
Government Audit and Oversight Committee Supervisors Campos, Farrell, Chiu	2nd and 4th Thursday 10:00 AM
Land Use and Economic Development Committee Supervisors Mar, Cohen, Wiener	Monday 1:00 PM
Public Safety Committee Supervisors Mirkarimi, Cohen, Campos	1st and 3rd Thursday 10:30 AM
Rules Committee Supervisors Kim, Elsbernd, Farrell	1st and 3rd Thursday 1:30 PM

First-named Supervisor is Chair, Second-named Supervisor is Vice-Chair of the Committee

Meeting Procedures

Board procedures do not permit. 1) persons in the audience at a Board meeting to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers, and similar sound-producing electronic devices; 3) bringing in or displaying signs in the meeting room; 4) standing in the meeting room. The public is encouraged to testify at Committee meetings and to write letters to the Clerk of a Committee or to its members: 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

LAPTOP COMPUTER FOR PRESENTATIONS: Contact City Hall Media Services at (415) 554-7490 to coordinate the use of the laptop computer for presentations. Presenters should arrive 30 minutes prior to the meeting to test their presentations on the computer.

AGENDA PACKET: Available for review in Clerk's Office, Room 244, City Hall, and on the internet at http://www.sfbos.org/meetings. Meetings are cablecast on SF Cable 26. For DVD copies and scheduling call (415) 554-4188.

LANGUAGE INTERPRETERS: Requests must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722. AVISO EN ESPAÑOL: La solicitud para un traductor debe recibirse antes de mediodía de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯　必須在會議前最少四十八小時提出要求
請電　(415) 554-7719

Disability Access

The Legislative Chamber and the Committee Room in City Hall are wheelchair accessible. Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices are available upon request at the Clerk of the Board's Office, Room 244. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the F, J, K, L, M, N, T (exit at Civic Center or Van Ness Stations). MUNI bus lines also serving the area are the 5, 6, 9, 19, 21, 47, 49, 71, and 71L. For more information about MUNI accessible services, call (415) 701-4485.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under The Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. The Sunshine Ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact by mail the Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfbos.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 252-3100; fax (415) 252-3112; web site www.sfgov.org/ethics

Agenda Item Information

Each item on the Consent or Regular agenda may include the following documents:

1) Legislation
2) Budget and Legislative Analyst report
3) Department or Agency cover letter and/or report
4) Public correspondence

These items will be available for review at 1 Dr. Carlton B. Goodlett Place, City Hall, Room 244, Reception Desk on the Friday preceding a regularly scheduled Board meeting.

ROLL CALL AND PLEDGE OF ALLEGIANCE

AGENDA CHANGES

APPROVAL OF MEETING MINUTES

Approval of the June 7, 2011, and June 14, 2011, Board Meeting Minutes.

COMMUNICATIONS

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Questions on the Consent Agenda are on final passage, first reading, adoption, or approved, as indicated.

Items 1 through 4

Recommendation of the Budget and Finance Committee

Present: Supervisors Chu, Mirkarimi, Kim, Wiener, Chiu

1. 110664 **[Contract - San Francisco AIDS Foundation - Housing and Urban Rent Subsidies Services]**
Sponsor: Mayor
Resolution approving a contract between the Department of Public Health and the San Francisco AIDS Foundation for rent subsidies services for people living with HIV/AIDS.

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

Recommendation of the Public Safety Committee

Present: Supervisors Mirkarimi, Cohen, Campos

2. 110450 [Accept and Expend Grant - Community Justice Center Intensive Outpatient Program - $205,000]
Sponsor: Chiu
Resolution authorizing the San Francisco Department of Public Health to retroactively accept and expend a grant in the amount of $205,000 from Department of Justice to fund the project entitled "San Francisco Community Justice Center Intensive Outpatient Program" for the period of October 1, 2010, through September 30, 2011.

Question: Shall this Resolution be ADOPTED?

Recommendation of the Rules Committee

Present: Supervisors Kim, Elsbernd, Farrell

3. 110797 [Appointments, Ballot Simplification Committee - June Fraps, Betty Packard, and Adele Fasick]
Motion appointing June Fraps, Betty Packard, and Adele Fasick, terms ending November 30, 2012, to the Ballot Simplification Committee. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

Present: Supervisors Kim, Farrell, Wiener

4. 110741 [Appointment, SRO Task Force]
Motion appointing Victor Nelson, term ending December 31, 2012, to the SRO Task Force. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

REGULAR AGENDA

UNFINISHED BUSINESS

From the Board

The public comment legally required under California Government Code Section 54954.3 and San Francisco Administrative Code Section 67.15(a) prior to approval was provided and completed on April 26, 2011.

(Only one of the following two motions should be approved.)

5. 110345 **[Affirming the Exemption Determination - AT&T Network "Lightspeed" Upgrade]**
Motion affirming the determination by the Planning Department that the AT&T Network "Lightspeed" Upgrade project is exempt from environmental review.

04/26/2011; CONTINUED.

05/24/2011; CONTINUED.

06/28/2011; CONTINUED.

Question: Shall this Motion be APPROVED?

6. 110346 **[Reversing the Exemption Determination - AT&T Network "Lightspeed" Upgrade]**
Motion reversing the determination by the Planning Department that the AT&T Network "Lightspeed" Upgrade project is exempt from environmental review.

04/26/2011; CONTINUED.

05/24/2011; CONTINUED.

06/28/2011; CONTINUED.

Question: Shall this Motion be APPROVED?

7. 110347 **[Preparation of Findings to Reverse the Exemption Determination - AT&T Network "Lightspeed" Upgrade]**
Motion directing the Clerk of the Board to prepare findings reversing the exemption determination by the Planning Department that the AT&T Network "Lightspeed" Upgrade project is exempt from environmental review.

04/26/2011; CONTINUED.

05/24/2011; CONTINUED.

06/28/2011; CONTINUED.

Question: Shall this Motion be APPROVED?

Recommendations of the Budget and Finance Committee

Present: Supervisors Chu, Mirkarimi, Kim, Wiener, Chiu

(Charter Section 9.100 provides the Board shall not adopt the Budget earlier than July 15, 2011, nor later than August 1, 2011.)

8. 110387 [Consolidated Budget and Annual Appropriation Ordinance - FYs 2011-2012 and 2012-2013]
Sponsor: Mayor
Consolidated Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures of the City and County of San Francisco for the FY ending June 30, 2012; and for FYs ending June 30, 2012, and June 30, 2013, for the Airport, Port Commission and Public Utilities Commission.

(Fiscal Impact)

07/12/2011; CONTINUED ON FIRST READING.

Question: Shall this Ordinance be PASSED ON FIRST READING?

9. 110386 [Annual Salary Ordinance - FYs 2011-2012 and 2012-2013]
Sponsor: Mayor
Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the FY ending June 30, 2012; FY ending June 30, 2013, for the Airport, Port Commission, and the Public Utilities Commission; and continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefore.

(Fiscal Impact)

07/12/2011; CONTINUED ON FIRST READING.

Question: Shall this Ordinance be PASSED ON FIRST READING?

10. 110534 [Administrative Code - Public Works Greening Fund]
Sponsor: Mayor
Ordinance amending the San Francisco Administrative Code by adding Section 10.100-371 to establish the Department of Public Works Greening Fund as a Category Six Fund.

07/12/2011; CONTINUED ON FIRST READING.

Question: Shall this Ordinance be PASSED ON FIRST READING?

11. 110549 **[Park Code - Harding Park and Fleming Golf Courses Fees]**
Sponsor: Elsbernd
Ordinance amending the San Francisco Park Code, Article 12, Section 12.12 to: 1) authorize the Recreation and Park Commission to approve special promotions of up to 25% of the applicable rate, and increases of up to 50% for non-resident and tournament fees at Harding Park and Fleming Golf Courses; 2) designate weekday and weekend hours, and 3) making environmental findings.

07/12/2011; CONTINUED ON FIRST READING

Question: Shall this Ordinance be PASSED ON FIRST READING?

12. 110550 **[Park Code - Lincoln Park Golf Fees]**
Sponsor: Elsbernd
Ordinance amending the San Francisco Park Code, Article 12, Section 12.13 to: 1) designate weekday and weekend hours; 2) add a junior non-resident rate to the golf fees at Lincoln Park, and 3) making environmental findings.

07/12/2011; CONTINUED ON FIRST READING.

Question: Shall this Ordinance be PASSED ON FIRST READING?

13. 110551 **[Park Code - Sharp Park Golf Fees]**
Sponsor: Elsbernd
Ordinance amending the San Francisco Park Code, Article 12, Section 12.14 to: 1) designate weekday and weekend hours; 2) add junior resident and non-resident rates to the golf fees at Sharp Park; and 3) making environmental findings.

07/12/2011; CONTINUED ON FIRST READING.

Question: Shall this Ordinance be PASSED ON FIRST READING?

14. 110552 **[Park Code - Golden Gate Park Golf Fees]**
Sponsor: Elsbernd
Ordinance amending the San Francisco Park Code, Article 12, Section 12.16 to: 1) designate weekday and weekend hours; 2) add a junior non-resident rate to the golf fees at Golden Gate Park; and 3) making environmental findings.

07/12/2011; CONTINUED ON FIRST READING.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Chu, Kim, Wiener

15. 110706 **[Administrative Code - Fee Update]**
Sponsor: Mayor
Ordinance amending the San Francisco Administrative Code, Chapter 31, Sections 31.22, 31.23, and 31.23.1 to: 1) increase all fees based on the Controller's annual two-year average consumer price index; and 2) adopting findings, including environmental findings.

07/12/2011; CONTINUED ON FIRST READING.

Question: Shall this Ordinance be PASSED ON FIRST READING?

16. 110707 [Planning Code - Fee Update]
Sponsor: Mayor
Ordinance amending the San Francisco Planning Code, Article 3.5 to: 1) increase fees based on the Controller's annual two-year average consumer price index and place a cap on the intake fee amount for applications for Planning Commission and Zoning Administrator hearing applications, certificates of appropriateness, and building permit applications: and 2) adopting findings, including environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan, and the priority policies of Planning Code Section 101.1.

07/12/2011; CONTINUED ON FIRST READING.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Chu, Mirkarimi, Kim, Wiener, Chiu

17. 110708 [Health Code - Patient Rates - FY2011-2012]
Sponsor: Mayor
Ordinance amending the San Francisco Health Code, Article 3, Section 128 to set patient rates and other services provided by the Department of Public Health, effective July 1, 2011.

07/12/2011; CONTINUED ON FIRST READING.

Question: Shall this Ordinance be PASSED ON FIRST READING?

18. 110709 [Public Works - Temporary Street Occupancy Fees]
Sponsor: Mayor
Ordinance amending the San Francisco Public Works Code, Section 724.1 to: 1) modify monthly fees for temporary street occupancy for construction and daily fees for temporary street occupancy unrelated to construction; and 2) making environmental findings.

07/12/2011; CONTINUED ON FIRST READING.

Question: Shall this Ordinance be PASSED ON FIRST READING?

19. 110710 [Administrative Code - Public Administrator/Public Guardian Representative Payee Services Fee]
Sponsor: Mayor
Ordinance amending the San Francisco Administrative Code, Section 2A.211-A to add a fee of $37 for services provided by the Public Administrator/Public Guardian Representative Payee Program.

07/12/2011; CONTINUED ON FIRST READING.

Question: Shall this Ordinance be PASSED ON FIRST READING?

20. 110270 **[Redevelopment Agency Budget and Bonds in an Amount Not to Exceed $84,000,000 - FY2011-2012]**
Sponsor: Mayor
Resolution approving the budget of the Redevelopment Agency of the City and County of San Francisco for FY2011-2012 and approving the Issuance by the Redevelopment Agency of bonds in an aggregate principal amount of not to exceed $84,000,000 to finance a portion of redevelopment activities described in such approved budget for FY2011-2012

(Fiscal Impact)

07/12/2011, CONTINUED

Question: Shall this Resolution be ADOPTED?

21. 110273 **[Treasure Island Development Authority Budget - FY2011-2012]**
Sponsor: Mayor
Resolution approving the Budget of the Treasure Island Development Authority for FY2011-2012.

(Fiscal Impact)

07/12/2011; CONTINUED.

Question: Shall this Resolution be ADOPTED?

22. 110274 **[Adjusting the Access Line Tax with the Consumer Price Index of 2011]**
Sponsor: Mayor
Resolution concurring with the Controller's establishment of the Consumer Price Index for 2011, and adjusting the Access Line Tax by the same rate.

07/12/2011; CONTINUED.

Question: Shall this Resolution be ADOPTED?

23. 110275 **[Proposition J Contract/Certification of Specified Contracted-Out Services Previously Approved for Various Departments]**
Sponsor: Mayor
Resolution concurring with the Controller's certification that services previously approved can be performed by private contractor for a lower cost than similar work performed by City and County employees for the following services: budget analyst (Board of Supervisors); absentee voter ballot distribution (Department of Elections); LGBT Anti-violence Education and Outreach Program (District Attorney); central shops security, convention facilities management, janitorial services, and security services (General Services Agency-City Administrator); security services-1680 Mission Street (General Services Agency-Public Works); mainframe system support (General Services Agency-Technology); security services (Human Services Agency); Project S.A.F.E. (Police); and food services (Sheriff).

(Fiscal Impact)

07/12/2011; CONTINUED.

Question: Shall this Resolution be ADOPTED?

24. 110285 **[Declaring the City's Intention to Appropriate Available Rainy Day Reserve Funds to the San Francisco Unified School District - 2011-2012 School Year]**
Sponsors: Mayor; Chiu, Kim, Cohen, Mar, Avalos, Wiener, Campos and Mirkarimi
Resolution declaring the City's intention to appropriate available Rainy Day Reserve Funds to the San Francisco Unified School District to help the District cope with the loss of State funding for the 2011-2012 school year.

(Fiscal Impact)

07/12/2011; CONTINUED.

Question: Shall this Resolution be ADOPTED?

25. 110379 **[Expenditure Plan for the Human Services Care Fund - FY2011-2012]**
Sponsor: Mayor
Resolution approving the expenditure plan for the Human Services Care Fund for FY2011-2012.

(Fiscal Impact)

07/12/2011; CONTINUED.

Question: Shall this Resolution be ADOPTED?

26. 110381 **[Public Education Enrichment Fund - Children and Families Commission - FY2011-2012]**
Sponsor: Mayor
Resolution approving the San Francisco Children and Families Commission expenditure plan for the Public Education Enrichment Fund for FY2011-2012.

(Fiscal Impact)

07/12/2011; CONTINUED.

Question: Shall this Resolution be ADOPTED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present Supervisors Chu, Mirkarimi, Kim, Wiener, Chiu

27. 110654 **[General Obligation Bond Election - Road Repaving and Street Safety - $248,000,000]**

Sponsors: Mayor; Chiu, Wiener, Avalos, Campos, Cohen, Kim, Mar and Mirkarimi

Ordinance calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, November 8, 2011, for the purpose of submitting to the voters a proposition to incur the following bonded debt of the City and County: $248,000,000 to finance the repaving and reconstruction of roads, the rehabilitation and seismic improvement of street structures, the replacement of sidewalks, the installation and renovation of curb ramps, the redesign of streetscapes to include pedestrian and bicycle safety improvements, and the construction, rehabilitation and renovation of traffic infrastructure and related costs necessary or convenient for the foregoing purposes; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants in accordance with Chapter 37 of the San Francisco Administrative Code; finding that the estimated cost of such proposed project is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such proposed project; fixing the date of election and the manner of holding such election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on such bonds and providing for the levy and collection of taxes to pay both principal and interest; prescribing notice to be given of such election; finding that the proposed bond is not a project under the California Environmental Quality Act (CEQA); finding that the proposed bond is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirement of Charter Section 4.105 and Administrative Code Section 2A.53; consolidating the special election with the general election; establishing the election precincts, voting places, and officers for the election; waiving the word limitation on ballot propositions imposed by San Francisco Municipal Elections Code Section 510; complying with the restrictions on the use of bond proceeds specified in California Government Code Section 53410; incorporating the provisions of San Francisco Administrative Code Sections 5.30 - 5.36; and waiving the time requirements specified in San Francisco Administrative Code Section 2.34.

(Fiscal Impact)

Question: Shall this Ordinance be PASSED ON FIRST READING?

28. 110750 [Certificates of Participation - War Memorial Veterans Building Seismic Upgrade and Improvements - Not to Exceed $170,000,000]
Sponsors: Mayor; Chiu
Ordinance authorizing the execution and delivery of certificates of participation evidencing in an aggregate principal amount of not to exceed $170,000,000 to: 1) finance the seismic upgrade of and certain improvements to the War Memorial Veterans Building; 2) authorizing the selection of a trustee by the Director of Public Finance and approving the form of a trust agreement for the certificates of participation between the City and County of San Francisco and the trustee named therein (including certain indemnities contained therein); 3) approving the forms of a property lease and a project lease between the City and the trustee of one or more portions of the San Francisco War Memorial Performing Arts Center; 4) approving the form of an official notice of sale and notice of intention to sell for the certificates of participation, if sold by competitive sale; 5) authorizing the selection of underwriters by the Director of Public Finance and approving the form of a purchase contract between the City and the underwriters relating to the certificates of participation, if sold by negotiated sale; 6) approving the forms of a preliminary and final official statement with respect to the certificates of participation; 7) approving the form of a continuing disclosure certificate; 8) finding that the proposed project is categorically exempt from the California Environmental Quality Act; 9) finding that the proposed project is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirements of Charter Section 4.105 and Administrative Code Section 2A.53; 10) granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale and delivery of the certificates of participation; 11) approving modifications to documents and agreements; and 12) ratifying previous actions taken in connection therewith.

(Fiscal Impact)

Question: Shall this Ordinance be PASSED ON FIRST READING?

29. 110528 [Feeder Agreement - BART]
Resolution approving the Feeder Agreement between the City and County of San Francisco and the Bay Area Rapid Transit District for payment for transfer trips, with a term from July 1, 2009, to June 30, 2010. (Municipal Transportation Agency)

Question: Shall this Resolution be ADOPTED?

30. 110536 [Airport Lease Agreement - XpresSpa SF International, LLC, and ILJ San Francisco, LLC]
Resolution approving Amendment No. 1, retroactive to April 14, 2011, to Airport Spa Lease No. 06-0242 with XpresSpa SF International, LLC; and Amendment No. 2 to Technology Stores and Accessories Lease No. 07-0108 with ILJ San Francisco, LLC, and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)

Question: Shall this Resolution be ADOPTED?

31. 110540 **[Airport Concession Leases - Subway, Jalapeno Grill, Guava & Java, and Mission Bar & Grill]**
Resolution approving Amendment No. 1, retroactive to April 14, 2011, to Domestic Terminal Food and Beverage Lease No. 03-0185 with Baysubway Airport (Subway); No. 03-0187 with Luna Azul Corporation (Jalapeno Grill); No. 03-0191 with Guava & Java (SFO), Inc (Guava & Java); and No. 03-0199 with Burger Joint, Inc. (Mission Bar & Grill), and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)

Question: Shall this Resolution be ADOPTED?

32. 110773 **[SOMA Community Stabilization Fund Expenditures - $325,000]**
Sponsor: Kim
Resolution authorizing the Mayor's Office of Housing to expend SOMA Community Stabilization Fund in the amount of $325,000 to provide housing and job readiness services to low-income residents and workers in the South of Market neighborhood.

(Fiscal Impact.)

Question: Shall this Resolution be ADOPTED?

33. 110494 **[Amendment to the Budget and Legislative Analyst Contract to Exercise Two-Year Option]**
Motion approving and exercising the final option set forth in the Agreement for Professional Budget and Legislative Analyst Services between the City and County of San Francisco and Harvey M. Rose Associates, LLC, Debra A. Newman, and Louie & Wong, LLP, (A Joint Venture), thereby extending the term of the Agreement from January 1, 2012, through December 31, 2013. (Clerk of the Board)

(Fiscal Impact)

Question: Shall this Motion be APPROVED?

Recommendation of the City Operations and Neighborhood Services Committee

Present: Supervisors Avalos, Mar, Elsbernd

34. 110656 **[Environment Code - Cell Phone Disclosure Requirements]**
Sponsor: Avalos
Ordinance amending the San Francisco Environment Code Sections 1101 through 1105 to require cell phone retailers to provide their customers with information regarding how to limit exposure to the radiofrequency energy emitted by cell phones in place of the mandatory disclosure of Specific Absorption Rate Values for cell phone models.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Avalos, Elsbernd

35. 110458 [Accept and Expend Grant - Civic Center Sustainable Resources District Project - $970,000]
Sponsor: Kim
Resolution authorizing the San Francisco Public Utilities Commission to accept and expend a U.S. Environmental Protection Agency administered grant in the amount of $970,000 for a Civic Center Sustainable Resources District Project.

Question: Shall this Resolution be ADOPTED?

From the City Operations and Neighborhood Services Committee Without Recommendation

Present: Supervisors Avalos, Elsbernd

36. 110332 [Liquor License Transfer - 2801 Jones Street]
Resolution determining that the transfer of a Type 21 off-sale general license from 511 Crescent Street to 2801 Jones Street (District 3) to Daniel J. Kramer of Haas Najarian, LLP, for Walgreen Co., dba Walgreens, will serve the public convenience or necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Mar, Cohen, Wiener

37. 110180 [Changing the Official Sidewalk Width - Clarence Place]
Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" by adding thereto Section 1590 to change the official sidewalk width on the easterly side of Clarence Place northwesterly of Townsend Street; making environmental findings and findings pursuant to the General Plan and Planning Code Section 101.1; requiring relocation, modification, or both, of facilities affected by the sidewalk width change. (Public Works Department)

Question: Shall this Ordinance be PASSED ON FIRST READING?

38. 110277 [Planning Code - Vintage Signs]
Sponsor: Campos
Ordinance amending San Francisco Planning Code Section 608.14 to 1) authorize vintage signs; and 2) making environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and Planning Code Section 101.1.

Question: Shall this Ordinance be PASSED ON FIRST READING?

39. 110623 **[Changing the Official Sidewalk Width - Brotherhood Way]**
Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" by adding thereto Section 1588 to change the official sidewalk width on north side of Brotherhood Way west of Chumasero Drive; making environmental findings and findings pursuant to the General Plan and Planning Code Section 101.1; requiring relocation, modification, or both of facilities affected by the sidewalk width change. (Public Works Department)

Question: Shall this Ordinance be PASSED ON FIRST READING?

40. 110627 **[General Plan Amendment - Community Safety Element]**
Ordinance amending the San Francisco General Plan by amending the Community Safety Element to reference the most recent Hazard Mitigation Plan; and making findings, including findings of consistency with the General Plan and the eight priority policies of Planning Code Section 101.1, and environmental findings. (Planning Department)

Question: Shall this Ordinance be PASSED ON FIRST READING?

41. 110771 **[Jurisdictional Transfer and Exchange of Real Property - Ocean Avenue and Phelan Avenue]**
Sponsor: Elsbernd
Resolution 1) approving the jurisdictional transfer of an approximately 5,835 square foot portion of City property located near Ocean Avenue and Phelan Avenue under the jurisdiction of the San Francisco Public Utilities Commission with an approximately 6,264 square foot portion of adjacent City property under the jurisdiction of the San Francisco Municipal Transportation Agency; 2) approving the subsequent exchange of the 6,264 square foot portion of such City property and an approximately 6.21 acre portion of adjacent City property under the jurisdiction of the San Francisco Public Utilities Commission for adjacent real property owned by the San Francisco Community College District and comprised of approximately 6.60 acres; adopting environmental findings and other findings that the actions set forth in this Resolution are consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and 3) authorizing other actions in furtherance of this Resolution.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Rules Committee

Present: Supervisors Kim, Farrell, Wiener

42. 110400 **[Campaign and Governmental Conduct Code - Modifying Registration and Disclosure Requirements for Campaign Consultants]**
Sponsor: Wiener
Motion ordering submitted to the voters an ordinance amending Article I, Chapter 5, of the Campaign and Governmental Conduct Code, to modify registration and disclosure requirements for campaign consultants at an election to be held on November 8, 2011.

Question: Shall this Motion be APPROVED?

43. 110798 [Appointment, Entertainment Commission]
Motion appointing D. Gill Sperlein, term ending July 1, 2015, to the Entertainment Commission. (Clerk of the Board)

(Supervisor Kim dissented in Committee.)

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

44. 110746 [Public Hearing - Charter Amendment - City Retirement Benefits and Health Care Benefits]
Hearing of persons interested in or objecting to the amendments to the proposed Charter Amendment (Fourth Draft) to amend the Charter of the City and County of San Francisco by amending the provisions in Appendix A to: 1) adjust contribution rates for current and future employees to the San Francisco Employees' Retirement System (SFERS) based on the rate employers are required to pay each year; 2) limit SFERS' supplemental cost of living adjustments to retiree benefits for all employees and retirees; 3) create new retirement plans for employees commencing employment on and after January 7, 2012; 4) require elected officials to pay their contributions to SFERS and the Retiree Health Care Trust Fund (RHCTF); 5) allow certain individuals who are members of the California Public Employees' Retirement System (CalPERS) to become members of SFERS; 6) change the composition of the Health Service Board (HSB); 7) change the vote requirement for the HSB to approve member health care plans; 8) require current employees to contribute to the RHCTF beginning in FY2016-2017; 9) restrict certain retiree health care benefits for employees who left City employment, but have not yet retired, to those benefits in place at the time they left employment; 10) reduce employers' contributions into the Health Service System Trust Fund under certain circumstances; and 11) make certain other changes to retirement and health care benefits, and provisions governing the RHCTF and the Health Service System. (Clerk of the Board)

Question: Shall this Hearing be HEARD AT PUBLIC HEARING?

Committee of the Whole Adjourn and Report

45. 110058 **[Charter Amendment - City Retirement Benefits and Health Care Benefits]**
Sponsors: Mayor; Elsbernd, Avalos, Chiu, Chu, Cohen, Farrell, Wiener and Campos
Charter Amendment (Fourth Draft) to amend the Charter of the City and County of San Francisco by amending the provisions in Appendix A to: 1) adjust contribution rates for current and future employees to the San Francisco Employees' Retirement System (SFERS) based on the rate employers are required to pay each year; 2) limit SFERS' supplemental cost of living adjustments to retiree benefits for all employees and retirees; 3) create new retirement plans for employees commencing employment on and after January 7, 2012; 4) require elected officials to pay their contributions to SFERS and the Retiree Health Care Trust Fund (RHCTF); 5) allow certain individuals who are members of the California Public Employees' Retirement System (CalPERS) to become members of SFERS; 6) change the composition of the Health Service Board (HSB); 7) change the vote requirement for the HSB to approve member health care plans; 8) require current employees to contribute to the RHCTF beginning in FY2016-2017; 9) restrict certain retiree health care benefits for employees who left City employment, but have not yet retired, to those benefits in place at the time they left employment; 10) reduce employers' contributions into the Health Service System Trust Fund under certain circumstances; and 11) make certain other changes to retirement and health care benefits, and provisions governing the RHCTF and the Health Service System.

06/28/2011; CONTINUED.

07/12/2011; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

07/12/2011; CONTINUED AS AMENDED.

Question: Shall this Charter Amendment be SUBMITTED?

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

46. 110745 **[Public Hearing - Charter Amendment - Allowing Amendments to or Repeals of Initiative Ordinances and Declarations of Policy Approved by the Voters on or after November 1, 2011]**
Hearing of persons interested in or objecting to the amendments to the proposed Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by amending Section 14.101 to allow amendments to or repeals of initiative ordinances and declarations of policy approved by the voters on or after November 1, 2011. (Clerk of the Board)

Question: Shall this Hearing be HEARD AT PUBLIC HEARING?

Committee of the Whole Adjourn and Report

From the Board

47. 110693 [Charter Amendment - Allowing Amendments to or Repeals of Initiative Ordinances and Declarations of Policy Approved by the Voters on or after November 1, 2011]
Sponsor: Wiener
Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by amending Section 14.101 to allow amendments to or repeals of initiative ordinances and declarations of policy approved by the voters on or after November 1, 2011.

07/12/2011; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. See File No. 110401.

07/12/2011; CONTINUED AS AMENDED.

Question: Shall this Charter Amendment be SUBMITTED?

Recommendation of the Rules Committee

Present: Kim, Elsbernd, Farrell

48. 110401 [Charter Amendment - Allowing Amendments to or Repeals of Initiative Ordinances and Declarations of Policy]
Sponsor: Wiener
Charter Amendment (Third Draft) to amend the Charter of the City and County of San Francisco by amending Section 14.101 to allow amendments to or repeals of initiative ordinances and declarations of policy.

07/12/2011; DUPLICATED. See File No. 110693.

07/12/2011; CONTINUED.

Question: Shall this Charter Amendment be SUBMITTED?

SPECIAL ORDER 3:30 P.M. - Recognition of Commendations

COMMITTEE REPORTS

Reports from committees, if any, recommending emergency or urgent measures.

The following item will be considered by the Government Audit and Oversight Committee at a Regular Meeting on Thursday, July 14, 2011 at 10:00 a.m. The Chair intends to request the Committee to send the following item to the Board as a committee report on Tuesday, July 19, 2011.

49. 110774 **[Assessment Ballots for City-Owned Parcels for the Proposed Renewal and Expansion of Fillmore Jazz Community Benefit District to be Renamed Fillmore Community Benefit District]**
Sponsor: Mirkarimi
Resolution authorizing the Mayor to cast assessment ballots in the affirmative, on behalf of the City and County of San Francisco, as the owner of five parcels over which the Board of Supervisors has jurisdiction, where those five parcels would be subject to assessment in the proposed renewed and expanded property and business improvement district currently known as the Fillmore Jazz Community Benefit District, to be renamed the Fillmore Community Benefit District.

Question: Shall this Resolution be ADOPTED?

ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.

Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced for adoption without committee reference. A unanimous vote is required for adoption of these resolutions today. Any Supervisor may require any resolution to go to committee.

Questions on the For Adoption Without Committee Reference Agenda are on for adoption, or approved, as indicated.

Items 50 through 54

50. 110728 [Accept and Expend Grant - Altamont Education Advisory Board - $10,000]
Sponsor: Mar
Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of $10,000 from Altamont Education Advisory Board to expand recycling and lunchroom composting programs at schools in San Francisco.

07/12/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

51. 110740 [Urging the United States Food and Drug Administration to Ban Menthol in Tobacco Products]
Sponsor: Cohen
Resolution urging the U.S. Food and Drug Administration to ban menthol in cigarettes and other tobacco products.

07/12/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

52. 110743 [Urging the Municipal Transportation Agency to Halt Action on the Transfer of Credit Card Charges from Taxi Cab Companies to Taxi Cab Drivers]
Sponsor: Campos
Resolution urging the San Francisco Municipal Transportation Agency to reconsider and abandon the decision to shift the burden of credit card merchant charges from taxi cab companies to the City cab drivers.

07/12/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

53. 110744 **[Concern Over the Deshon Marman Incident on US Airways]**
Sponsors: Cohen; Campos, Kim, Mar, Mirkarimi and Wiener
Resolution expressing concern over the treatment of Deshon Marman by US Airways, and urging the Federal Aviation Administration to investigate US Airways' actions and develop and implement consistent dress requirements for passengers.

07/12/2011 REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

Question: Shall this Resolution be ADOPTED?

54. 110737 **[Committee of the Whole - Public Hearing to Consider Resolution to Establish (Renew and Expand) and Rename Fillmore Jazz Community Benefit District as the Fillmore Community Benefit District]**
Sponsor: Mirkarimi
Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on July 26, 2011, at 3:00 p.m., to hold a public hearing to consider adopting a Resolution to establish (renew and expand) the Fillmore Jazz Community Benefit District and rename the district as the Fillmore Community Benefit District.

07/12/2011, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

55. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires eight (8) votes or a unanimous six (6) or seven (7). A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

LEGISLATION INTRODUCED AT ROLL CALL

PROPOSED ORDINANCES

Proposed ordinances received from July 2, 2011, through July 11, 2011, for reference by President to appropriate committee on July 19, 2011.

110694 **[Settlement of Lawsuit - Jorei Enterprises, LLC - $125,000]**
Ordinance authorizing settlement of the lawsuit filed by Jorei Enterprises, LLC, against the City and County of San Francisco for $125,000; the lawsuit was filed on December 21, 2010, in San Francisco Superior Court, Case No. CGC-10-506527; entitled Jorei Enterprises, LLC v. City and County of San Francisco; other material terms of said settlement are mutual releases of liability in connection with the conveyance of 351 California Street, San Francisco. (City Attorney)

07/05/2011; RECEIVED AND ASSIGNED to the Rules Committee.

110714 **[Settlement of Lawsuit - Arash Ghanadan - $50,000]**
Ordinance authorizing settlement of the lawsuit filed by Arash Ghanadan against the City and County of San Francisco for $50,000; the lawsuit was filed on December 18, 2009, in San Francisco Superior Court, Case No. CGC-09-495308; entitled Arash Ghanadan, et al. v. City and County of San Francisco, et al. (City Attorney)

07/11/2011; RECEIVED AND ASSIGNED to the Rules Committee.

PROPOSED RESOLUTIONS

Proposed resolutions received from July 2, 2011, through July 11, 2011, for reference by President to appropriate committee on July 19, 2011.

110713 **[Settlement of Unlitigated Claim - Ned Bresnahan - $265,000]**
Resolution approving the settlement of the unlitigated claim filed by Ned Bresnahan against San Francisco for $265,000; claim was filed on March 28, 2011.

07/06/2011; RECEIVED AND ASSIGNED to the Rules Committee.

110715 **[Settlement of Unlitigated Claims - Pearl Howell - $80,000]**
Resolution approving the settlement of unlitigated claims (DFEH No. E201011M0352 and EEOC Charge No. 550-2010-01808) filed by Pearl Howell against the City and County of San Francisco for $80,000; claims were filed on September 15 and 16, 2010. (City Attorney)

07/11/2011; RECEIVED AND ASSIGNED to the Rules Committee.

110820 **[Petitions and Communications]**

Petitions and Communications received from July 2, 2011, through July 11, 2011, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on July 19, 2011

Personal information that is provided in communications to the Board of Supervisors is subject to disclosure under the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information provided will not be redacted.

From concerned citizens, regarding saving the Sharp Park Wetlands. 10 letters (1)

*From concerned citizens, submitting support for the Commission on Animal Control and Welfare's humane pet acquisition proposal in defense of animals. 78 letters (2)

From Bob Planthold, regarding resolution opposing the Golden Gate National Recreation Area's proposed preferred alternatives for dog management. (3)

From Jennifer Ziegler, urging the Board to continue funding the NERT Program. Copy: Each Supervisor, Budget and Finance Committee Clerk (4)

From Clerk of the Board, the following individual has submitted a Form 700 Statement: Erica Maybaum, Legislative Aide - Assuming (5)

From James Chaffee, regarding the Ethics Commission meeting on July 11, 2011. (6)

From Department of Public Health, submitting the June 2011 Hazardous Materials Spill Report. (7)

From T-Mobile, submitting notification of six cellular antennas to be installed at 123 Townsend Street. Copy: Each Supervisor (8)

From Luis Cancel, submitting his resignation as the Director of Cultural Affairs and the Arts Commission. (9)

From Annie Sage, regarding the proposed Initiative Ordinance concerning "Circumcision." (10)

From Patrick Monette-Shaw, regarding two Civil Grand Jury Reports. (11)

From Aaron Goodman, regarding families leaving San Francisco. Copy: Each Supervisor (12)

From Office of Contract Administration, submitting notice that the Office of Contract Administration plans to extend the MOU with Recology. Copy: Each Supervisor (13)

From Richard Magary, submitting support for the appointment of Gill Sperlein to the Entertainment Commission. (14)

From Arlene Mowles, submitting support for the AT&T upgrades. File No. 110344 (15)

From J. Ovenden, submitting support for saving Sharp Park Golf Course. Copy: Each Supervisor (16)

From National Recreation and Park Association, regarding the proposed Initiative Ordinance concerning equal public access to parks and recreation facilities. File No. 110775, Rules Committee Clerk (17)

From Clerk of the Board, regarding the Diversity Tracking System. (18)

From City Hall Building Management, submitting notice that the Recreation and Park Department will be showing this summer's Women's World Cup at Civic Center (19)

From SF Labor Council, submitting resolution in support of more affordable housing for transitionally aged youth. Copy: Each Supervisor (20)

From Office of the Controller, submitting the FY2011-2012 Work Plan Report. (21)

From concerned citizens, urging the Board to end the sidewalk Sit-Lie Ordinance 9 letters (22)

*From Superior Court, 2010-2011 San Francisco County Civil Grand Jury, submitting its report to the public entitled "Whistling In The Dark: The San Francisco Whistleblower Program." Copy: Each Supervisor (23)

*From Office of the Chief Medical Examiner, submitting the FY2011-2012 Annual Report (24)

From John Madden, regarding the proposed Charter Amendment concerning retirement and health care benefits. File No. 110058 (25)

From Office of the Mayor, submitting Notice of Receipt of appointments by the Mayor. (26)

From concerned citizens, regarding the 2010-2011 San Francisco County Civil Grand Jury Report entitled "Whistling In The Dark: The San Francisco Whistleblower Program." 2 letters (27)

From Steven Aiello, submitting support for California Pacific Medical Center's efforts to build earthquake safe hospitals at St. Lukes campus and Van Ness and Geary. (28)

From Anthony An, submitting opposition to the AT&T upgrades. File No. 110344 (29)

From Eileen Boken, submitting opposition to the proposed Charter Amendment allowing amendments to or repeals of initiative ordinances and declarations of policy File No. 110401 (30)

From Jack Barry, regarding the ten-year landfill disposal agreement with Recology. (31)

From Gerald Cauthen, regarding the Central Subway. (32)

From Clerk of the Board, the following departments have submitted their FY2010-2011 Sole Source Contracts: (33)
Department of Public Health
Department of Building Inspection
Mayor's Office of Housing
Health Service System
Office of the Assessor-Recorder
Office of the Treasurer and Tax Collector

*(An asterisked item represents the cover sheet to a document that exceeds 25 pages The complete document is available at the Clerk's Office Room 244, City Hall.)

ADJOURNMENT

BOARD of SUPERVISORS

City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco 94102-4689
Tel. No. 554-5184
Fax No. 554-5163
TDD/TTY No. 544-5227

NOTICE OF PUBLIC HEARING

BOARD OF SUPERVISORS OF THE CITY AND COUNTY OF SAN FRANCISCO

NOTICE IS HEREBY GIVEN THAT the Board of Supervisors of the City and County of San Francisco, will hold a public hearing to consider the following proposal and said public hearing will be held as follows, at which time all interested parties may attend and be heard:

Date: **Tuesday, July 26, 2011**

Time: **3:00 p.m.**

Location: **Legislative Chamber, Room 250 located at City Hall, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA**

Subject: **Public Hearing pursuant to the California Property and Business Improvement District Law of 1994 (Streets and Highways Code 36600 et seq.) and City and County of San Francisco Business and Tax Regulations Code Article 15, to consider the renewal of the property-based Fillmore Jazz Community Benefit District, to be expanded and renamed the "Fillmore Community Benefit District".**

Pursuant to the California Property and Business Improvement District Law of 1994 (Streets and Highways Code 36600 et seq.) and City and County of San Francisco Business and Tax Regulations Code Article 15, this is to notify you that a petition signed by property owners to renew and expand a property and business improvement district in your area was received by the Clerk of the Board of Supervisors on May 10, 2011. The proposed district would be known as the Fillmore Community Benefit District (CBD).

If this Property and Business Improvement District is formed, it would authorize assessments against real property in the district for 7 years with services to be implemented July 2011 through June 2018. The Fillmore Community Benefit District would fund and provide the following services:

1) Cleaning & Maintenance
2) Public Safety
3) Marketing
4) Streetscape Improvements and Beautification
5) Advocacy
6) Management and Operations

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Formation of the property and business improvement district is subject to the approval of the Board of Supervisors after noticed public hearings and a vote by the property owners who would be subject to the assessments. Following public comment, ballots submitted by the property owners in the proposed Fillmore Community Benefit District (CBD) will be counted by the Department of Elections and the results will be announced by the Board of Supervisors. If the ballot election does not result in a majority protest against formation of the proposed district, the Board of Supervisors may vote to establish the Fillmore Community Benefit District (CBD).

Further information about this petition and proposed district, including the district management plan, which describes the boundaries, operations and activities of the proposed district, may be reviewed in Legislative File No. 110600 at the Office of the Clerk of the Board of Supervisors, City Hall, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco. Alternatively, information may be accessed on the Department of Elections Website at www.sfgov.org/elections.

In accordance with Section 67.7-1 of the San Francisco Administrative Code, persons who are unable to attend the hearing on these matters may submit written comments to the City prior to the time the hearing begins. These comments will be made a part of the official public records in these matters, and shall be brought to the attention of the Board of Supervisors. Written comments should be addressed to Angela Calvillo, Clerk of the Board, Room 244, City Hall, 1 Dr. Carlton Goodlett Place, San Francisco, 94102.

Angela Calvillo
Clerk of the Board

DATED/MAILED: July 11, 2011
PUBLISHED: July 15, 2011

AVISO DE AUDIENCIA PUBLICA

MESA DE SUPERVISORES DE LA CIUDAD Y EL CONDADO DE SAN FRANCISCO

Este anuncio avisa que la Mesa de Supervisores de la Ciudad y Condado de San Francisco tendra una audiencia publica para considerar la propuesta siguiente y que dicha audiencia ocurrira en el dia y local mencionado, donde personas interesadas se pueden presentar y declarar sus opiniones:

Fecha: **Martes, 26 de Julio, 2011**

Hora: **3:00 p.m.**

Ubicacion: **Camara Legislativa del Ayuntamiento, Cuarto 250, #1 Dr. Carlton B. Goodlett Place, San Francisco, CA**

Tema: **Audiencia Publica consequente a la Ley del Estado de California de Distrito de Mejoramiento de Propiedades y Negocios (Codigo de Calles y Carreteras 36600 et seq.) y de Reglas de la Ciudad y Condado de San Francisco del Codigo de Negocios e Impuestos Articulo 15, para considerar la renovacion del distrito comercial de mejoramiento basado en propiedades de el 'Fillmore Jazz Community Benefit District", que sera expandido y que sera nombrado "Fillmore Community Benefit District"**

De acuerdo con la Ley del Estado de California de Distrito de Mejoramiento de Propiedades y Negocios (Codigo de Calles y Carreteras 36600 et seq.) y de Reglas de la Ciudad y Condado de San Francisco del Codigo de Negocios e Impuestos Articulo 15, el, este aviso advierte que una peticion firmada por dueños de propiedades por razon de crear un Distrito Comercial de Mejoramiento fue recibida por la Secretaria de la Mesa de Supervisores el 10 de Mayo de 2011. El distrito propuesto sera nombrado "Fillmore Community Benefit District."

Si este Distrito Comercial de Mejoramiento es creado, autorizaria impuestos adicionales contra propiedades en el distrito por siete años, con servicios implementados desde Julio 2011 hasta Junio 2018. El 'Fillmore Community Benefit District' proveera los servicios siguientes:

1) Limpieza y Mantenimiento
2) Seguridad Publica
3) Mercadeo (Marketing)
4) Mejoramientos de calles y embellecimiento
5) Apoyo
6) Administracion y Operaciones

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La creacion de el distrito commercial es sujeto al aprobamiento de La Mesa de Supervisores despues de la conclusion de audiencias y de un voto por dueños de propiedades que serian afectados por los impuestos nuevos. A conclusion de audiencia publica, votos entregados por dueños de propiedades en el distrito del mejoramiento (Fillmore Community Benefit District) seran tabulados por el Departamento de Elecciones, y el resultado sera anunciado por la Mesa de Supervisores. Si la eleccion no resulta en protesta de la mayoria contra el establecimiento de el distrito propuesto, la Mesa de Supervisores pueden via voto, autorizar el establecimiento del dicho Distrito.

Informacion adicional sobre esta petitcion y el distrito propuesto, inclusive el plan de administracion de el distrito, que describe la operacion y las actividades del distrito propuesto pueden ser revisadas en la accion legislativa 110600 en la oficina de la Secretaria de la Mesa de los Supervisores, Ayuntamiento, Cuarto 244, 1 Dr. Carlton B. Goodlett Place, San Francisco. Alternativamente,dicha informacion se puede revisar en el Internet, en el sitio de el departamento de elecciones, www.sfgov.org/elections.

De acuerdo con la Seccion 67.7-1 de el Codigo Administrativo de San Francisco, personas que no puedan acudir la audiencia publica pueden someter a consideracion observaciones por escrito antes de el comienzo de la audiencia. Tales observaciones se agregaran al record publico oficial y seran entregados a la Mesa de Supervisores. Observaciones en escrito deben ser enviadas a Angela Calvillo, Clerk of the Board, Room 244, City Hall, 1 Dr. Carlton Goodlett Place, San Francisco, 94102.

Angela Calvillo
Secretaria de la Mesa de Supervisores

ENVIADO POR CORREO: 11 de Julio, 2011
PUBLICADO: 15 de Julio, 2011

公聽會通告

三藩市市及縣政府參事會

三藩市市及縣政府市參事會將舉行公聽會考慮下列建議、有關各方可出席參加。
日期：星期二，2011 年 7 月 26 日
時間：下午 3:00 時
地點：立法會議廳、市政廳、250室; 1 Dr. Carlton B. Goodlett Place,
San Francisco, CA
主題 :考慮復新 Fillmore Jazz Community Benefit District,
擴大和重命名" Fillmore Community Benefit District" .

根據法律現通知你、市參事會書記於2011年5月10日收到你區的物業業主簽名提出建立物業和商業改良區的申請。建議區稱爲 Fillmore Community Benefit District。

如果物業和商業改良區建立、它將會授權對你所屬區的物業進行七年評估、服務於2011年7月至 2018年6月實行。 Fillmore Community Benefits District 將出資金提供以下服務:

1) 清理與維護
2) 公共安全
3) 商銷
4) 街景改善和美化計畫
5) 宣傳
6) 管理和操作

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物業和商業改良區是否建立、是由市參事會通過公聽會和被評估的物業業主投票決定。公眾意見後、選舉處將計物業業主的票數、市參事會將公佈數票結果和投票建立Fillmore Community Benefit District。

有關申請和建議區、包括區的管理計劃、即所建議區內的界限、運作和活動、請到市參事會書記部、市政廳大樓、244 室 1 Dr. Carlton B. Goodlett Place, San Francisco 或市參事網址 www.sfgov.org 詢查。

無法出席者可在公聽會開始前提交書面意見。這些書面意見將成爲正式公共紀錄的一部分和供給市參事注意。書面意見應寄給市參事會書記, Angela Calvillo, Clerk of the Board, Room 244, City Hall, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102。

Angela Calvillo
市參事會書記

郵寄： 2011年 7 月 11 日
公佈： 2011 年 7 月 15 日

BOARD OF SUPERVISORS

CITY AND COUNTY OF SAN FRANCISCO

AGENDA

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tuesday, July 26, 2011 - 2:00 PM

Regular Meeting

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DAVID CHIU, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, CARMEN CHU, MALIA COHEN, SEAN ELSBERND,
MARK FARRELL, JANE KIM, ERIC MAR, ROSS MIRKARIMI, SCOTT WIENER

Angela Calvillo, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.sfbos.org

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Chu, Mirkarimi, Kim, Wiener, Chiu	Wednesday 1:00 PM
Budget and Finance Sub-Committee Supervisors Chu, Mirkarimi, Kim	Wednesday 10:00 AM
City and School District Select Committee Supervisors Cohen, Avalos, Chu, Commissioners Fewer, Maufas, Norton	2nd and 4th Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors Avalos, Mar, Elsbernd	2nd and 4th Monday 10:00 AM
Government Audit and Oversight Committee Supervisors Campos, Farrell, Chiu	2nd and 4th Thursday 10:00 AM
Land Use and Economic Development Committee Supervisors Mar, Cohen, Wiener	Monday 1:00 PM
Public Safety Committee Supervisors Mirkarimi, Cohen, Campos	1st and 3rd Thursday 10:30 AM
Rules Committee Supervisors Kim, Elsbernd, Farrell	1st and 3rd Thursday 1 30 PM

First-named Supervisor is Chair, Second-named Supervisor is Vice-Chair of the Committee

Meeting Procedures

Board procedures do not permit: 1) persons in the audience at a Board meeting to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers, and similar sound-producing electronic devices; 3) bringing in or displaying signs in the meeting room; 4) standing in the meeting room. The public is encouraged to testify at Committee meetings and to write letters to the Clerk of a Committee or to its members: 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

LAPTOP COMPUTER FOR PRESENTATIONS: Contact City Hall Media Services at (415) 554-7490 to coordinate the use of the laptop computer for presentations. Presenters should arrive 30 minutes prior to the meeting to test their presentations on the computer.

AGENDA PACKET: Available for review in Clerk's Office, Room 244, City Hall, and on the internet at http://www.sfbos.org/meetings. Meetings are cablecast on SF Cable 26. For DVD copies and scheduling call (415) 554-4188.

LANGUAGE INTERPRETERS: Requests must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722. AVISO EN ESPAÑOL: La solicitud para un traductor debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯 必須在會議前最少四十八小時提出要求
請電 (415) 554-7719

Disability Access

The Legislative Chamber and the Committee Room in City Hall are wheelchair accessible. Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices are available upon request at the Clerk of the Board's Office, Room 244. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the F, J, K, L, M, N, T (exit at Civic Center or Van Ness Stations). MUNI bus lines also serving the area are the 5, 6, 9, 19, 21, 47, 49, 71, and 71L. For more information about MUNI accessible services, call (415) 701-4485.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under The Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. The Sunshine Ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact by mail the Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfbos.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 252-3100; fax (415) 252-3112; web site www.sfgov.org/ethics

Agenda Item Information

Each item on the Consent or Regular agenda may include the following documents:

1) Legislation
2) Budget and Legislative Analyst report
3) Department or Agency cover letter and/or report
4) Public correspondence

These items will be available for review at 1 Dr. Carlton B. Goodlett Place, City Hall, Room 244, Reception Desk on the Friday preceding a regularly scheduled Board meeting.

ROLL CALL AND PLEDGE OF ALLEGIANCE

AGENDA CHANGES

APPROVAL OF MEETING MINUTES

Approval of the June 21, 2011, Board Meeting Minutes.

COMMUNICATIONS

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Questions on the Consent Agenda are on final passage, first reading, adoption, or approved, as indicated.

Items 1 through 6

Recommendation of the City Operations and Neighborhood Services Committee

Present: Supervisors Avalos, Mar, Elsbernd

1. 110656 **[Environment Code - Cell Phone Disclosure Requirements]**
Sponsors: Avalos; Mar
Ordinance amending the San Francisco Environment Code Sections 1101 through 1105 to require cell phone retailers to provide their customers with information regarding how to limit exposure to the radiofrequency energy emitted by cell phones in place of the mandatory disclosure of Specific Absorption Rate Values for cell phone models.

07/19/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Budget and Finance Committee

Present: Supervisors Chu, Mirkarimi, Kim, Wiener, Chiu

2. 110750 [Certificates of Participation - War Memorial Veterans Building Seismic Upgrade and Improvements - Not to Exceed $170,000,000]
Sponsors: Mayor; Chiu
Ordinance authorizing the execution and delivery of certificates of participation evidencing in an aggregate principal amount of not to exceed $170,000,000 to: 1) finance the seismic upgrade of and certain improvements to the War Memorial Veterans Building; 2) authorizing the selection of a trustee by the Director of Public Finance and approving the form of a trust agreement for the certificates of participation between the City and County of San Francisco and the trustee named therein (including certain indemnities contained therein); 3) approving the forms of a property lease and a project lease between the City and the trustee of one or more portions of the San Francisco War Memorial Performing Arts Center; 4) approving the form of an official notice of sale and notice of intention to sell for the certificates of participation, if sold by competitive sale; 5) authorizing the selection of underwriters by the Director of Public Finance and approving the form of a purchase contract between the City and the underwriters relating to the certificates of participation, if sold by negotiated sale; 6) approving the forms of a preliminary and final official statement with respect to the certificates of participation; 7) approving the form of a continuing disclosure certificate; 8) finding that the proposed project is categorically exempt from the California Environmental Quality Act; 9) finding that the proposed project is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirements of Charter Section 4.105 and Administrative Code Section 2A.53; 10) granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale and delivery of the certificates of participation; 11) approving modifications to documents and agreements; and 12) ratifying previous actions taken in connection therewith.

(Fiscal Impact)

07/19/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Mar, Cohen, Wiener

3. 110277 [Planning Code - Vintage Signs]
Sponsor: Campos
Ordinance amending San Francisco Planning Code Section 608.14 to 1) authorize vintage signs; and 2) making environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and Planning Code Section 101.1.

07/19/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

4. 110623 **[Changing the Official Sidewalk Width - Brotherhood Way]**
Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" by adding thereto Section 1588 to change the official sidewalk width on north side of Brotherhood Way west of Chumasero Drive; making environmental findings and findings pursuant to the General Plan and Planning Code Section 101.1, requiring relocation, modification, or both of facilities affected by the sidewalk width change. (Public Works Department)

07/19/2011, PASSED, ON FIRST READING

Question: Shall this Ordinance be FINALLY PASSED?

5. 110627 **[General Plan Amendment - Community Safety Element]**
Ordinance amending the San Francisco General Plan by amending the Community Safety Element to reference the most recent Hazard Mitigation Plan; and making findings, including findings of consistency with the General Plan and the eight priority policies of Planning Code Section 101.1, and environmental findings. (Planning Department)

07/19/2011, PASSED, ON FIRST READING

Question: Shall this Ordinance be FINALLY PASSED?

6. 110180 **[Changing the Official Sidewalk Width - Clarence Place]**
Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" by adding thereto Section 1590 to change the official sidewalk width on the easterly side of Clarence Place northwesterly of Townsend Street; making environmental findings and findings pursuant to the General Plan and Planning Code Section 101.1; requiring relocation, modification, or both, of facilities affected by the sidewalk width change. (Public Works Department)

07/19/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Chu, Mirkarimi, Kim, Wiener, Chiu

(Charter Section 9.100 provides the Board shall not adopt the Budget earlier than July 15, 2011, nor later than August 1, 2011.)

7. 110387 [Consolidated Budget and Annual Appropriation Ordinance - FYs 2011-2012 and 2012-2013]
Sponsor: Mayor
Consolidated Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures of the City and County of San Francisco for the FY ending June 30, 2012; and for FYs ending June 30, 2012, and June 30, 2013, for the Airport, Port Commission and Public Utilities Commission.

(Fiscal Impact)

07/12/2011; CONTINUED ON FIRST READING.

07/19/2011; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

8. 110386 [Annual Salary Ordinance - FYs 2011-2012 and 2012-2013]
Sponsor: Mayor
Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the FY ending June 30, 2012; FY ending June 30, 2013, for the Airport, Port Commission, and the Public Utilities Commission; and continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefore.

(Fiscal Impact)

07/12/2011; CONTINUED ON FIRST READING.

07/19/2011; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

9. 110534 **[Administrative Code - Public Works Greening Fund]**
Sponsor: Mayor
Ordinance amending the San Francisco Administrative Code by adding Section 10 100-371 to establish the Department of Public Works Greening Fund as a Category Six Fund

07/12/2011: CONTINUED ON FIRST READING

07/19/2011: PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

10. 110549 **[Park Code - Harding Park and Fleming Golf Courses Fees]**
Sponsor: Elsbernd
Ordinance amending the San Francisco Park Code, Article 12, Section 12.12 to: 1) authorize the Recreation and Park Commission to approve special promotions of up to 25% of the applicable rate, and increases of up to 50% for non-resident and tournament fees at Harding Park and Fleming Golf Courses; 2) designate weekday and weekend hours; and 3) making environmental findings.

07/12/2011: CONTINUED ON FIRST READING.

07/19/2011: PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

11. 110550 **[Park Code - Lincoln Park Golf Fees]**
Sponsor: Elsbernd
Ordinance amending the San Francisco Park Code, Article 12, Section 12.13 to: 1) designate weekday and weekend hours; 2) add a junior non-resident rate to the golf fees at Lincoln Park; and 3) making environmental findings.

07/12/2011: CONTINUED ON FIRST READING.

07/19/2011: PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

12. 110551 **[Park Code - Sharp Park Golf Fees]**
Sponsor: Elsbernd
Ordinance amending the San Francisco Park Code, Article 12, Section 12.14 to: 1) designate weekday and weekend hours; 2) add junior resident and non-resident rates to the golf fees at Sharp Park; and 3) making environmental findings.

07/12/2011: CONTINUED ON FIRST READING.

07/19/2011: PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

13. 110552 [Park Code - Golden Gate Park Golf Fees]
Sponsor: Elsbernd
Ordinance amending the San Francisco Park Code, Article 12, Section 12.16 to: 1) designate weekday and weekend hours; 2) add a junior non-resident rate to the golf fees at Golden Gate Park; and 3) making environmental findings.

07/12/2011; CONTINUED ON FIRST READING.

07/19/2011; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Chu, Kim, Wiener

14. 110706 [Administrative Code - Fee Update]
Sponsor: Mayor
Ordinance amending the San Francisco Administrative Code, Chapter 31, Sections 31.22, 31.23, and 31.23.1 to: 1) increase all fees based on the Controller's annual two-year average consumer price index; and 2) adopting findings, including environmental findings.

07/12/2011; CONTINUED ON FIRST READING.

07/19/2011; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

15. 110707 [Planning Code - Fee Update]
Sponsor: Mayor
Ordinance amending the San Francisco Planning Code, Article 3.5 to: 1) increase fees based on the Controller's annual two-year average consumer price index and place a cap on the intake fee amount for applications for Planning Commission and Zoning Administrator hearing applications, certificates of appropriateness, and building permit applications; and 2) adopting findings, including environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan, and the priority policies of Planning Code Section 101.1.

07/12/2011; CONTINUED ON FIRST READING.

07/19/2011; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Chu, Mirkarimi, Kim, Wiener, Chiu

16. 110708 [Health Code - Patient Rates - FY2011-2012]
Sponsor: Mayor
Ordinance amending the San Francisco Health Code, Article 3, Section 128 to set patient rates and other services provided by the Department of Public Health, effective July 1, 2011.

07/12/2011; CONTINUED ON FIRST READING.

07/19/2011; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

17. 110709 **[Public Works - Temporary Street Occupancy Fees]**
Sponsor: Mayor
Ordinance amending the San Francisco Public Works Code, Section 724.1 to: 1) modify monthly fees for temporary street occupancy for construction and daily fees for temporary street occupancy unrelated to construction, and 2) making environmental findings.

07/12/2011, CONTINUED ON FIRST READING.

07/19/2011, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

18. 110710 **[Administrative Code - Public Administrator/Public Guardian Representative Payee Services Fee]**
Sponsor: Mayor
Ordinance amending the San Francisco Administrative Code, Section 2A.211-A to add a fee of $37 for services provided by the Public Administrator/Public Guardian Representative Payee Program.

07/12/2011, CONTINUED ON FIRST READING.

07/19/2011, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

19. 110654 [General Obligation Bond Election - Road Repaving and Street Safety - $248,000,000]

Sponsors: Mayor; Chiu, Wiener, Avalos, Campos, Cohen, Kim, Mar and Mirkarimi

Ordinance calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, November 8, 2011, for the purpose of submitting to the voters a proposition to incur the following bonded debt of the City and County $248,000,000 to finance the repaving and reconstruction of roads, the rehabilitation and seismic improvement of street structures, the replacement of sidewalks, the installation and renovation of curb ramps, the redesign of streetscapes to include pedestrian and bicycle safety improvements, and the construction, rehabilitation and renovation of traffic infrastructure and related costs necessary or convenient for the foregoing purposes. authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants in accordance with Chapter 37 of the San Francisco Administrative Code; finding that the estimated cost of such proposed project is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require expenditures greater than the amount allowed therefor by the annual tax levy. reciting the estimated cost of such proposed project; fixing the date of election and the manner of holding such election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on such bonds and providing for the levy and collection of taxes to pay both principal and interest; prescribing notice to be given of such election; finding that the proposed bond is not a project under the California Environmental Quality Act (CEQA); finding that the proposed bond is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirement of Charter Section 4.105 and Administrative Code Section 2A.53; consolidating the special election with the general election; establishing the election precincts, voting places, and officers for the election; waiving the word limitation on ballot propositions imposed by San Francisco Municipal Elections Code Section 510. complying with the restrictions on the use of bond proceeds specified in California Government Code Section 53410; incorporating the provisions of San Francisco Administrative Code Sections 5.30 - 5.36; and waiving the time requirements specified in San Francisco Administrative Code Section 2.34.

(Fiscal Impact)

07/19/2011; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Budget and Finance Sub-Committee

Present: Supervisors Chu, Mirkarimi, Kim

20. 110503 **[Administrative Code - Regulating Overtime Available for City Employees]**
Sponsor: Chiu
Ordinance amending the San Francisco Administrative Code, Section 18.13.1 to limit the overtime worked in any fiscal year by any employee to 20% of regularly scheduled hours and to specify and modify written reports to be submitted regarding overtime information.

Question: Shall this Ordinance be PASSED ON FIRST READING?

21. 101225 **[Landfill Disposal and Facilitation Agreements - Recology San Francisco]**
Resolution approving a ten-year Landfill Disposal Agreement and Facilitation Agreement with Recology San Francisco under Charter Section 9.118. (Environment)

Question: Shall this Resolution be ADOPTED?

22. 110380 **[Public Education Enrichment Fund - San Francisco Unified School District - FY2011-2012]**
Sponsor: Mayor
Resolution approving the San Francisco Unified School District expenditure plan for the Public Education Enrichment Fund for FY2011-2012.

(Fiscal Impact)

07/12/2011, AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

07/12/2011, RE-REFERRED AS AMENDED to the Budget and Finance Committee.

Question: Shall this Resolution be ADOPTED?

23. 110559 **[Lease and Use Agreement - Continental Airlines, Inc.]**
Sponsor: Mayor
Resolution approving and authorizing the execution of Modification No. 6 of the 1981 Airline-Airport Lease and Use Agreement L82-0316 with Continental Airlines, Inc., to provide a retroactive rent credit for terminal rent of exclusive use space vacated in Terminal No. 1 due to the merger of United Air Lines, Inc., and Continental Airlines, Inc., at the San Francisco International Airport.

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

24. 110560 [Lease and Use Agreement - Continental Airlines, Inc.]
Sponsor: Mayor
Resolution approving and authorizing the execution of Modification No. 1 of the 2011 Lease and Use Agreement L10-0275 with Continental Airlines, Inc., to modify the demised premises by elimination of all exclusive use space in Terminal No. 1 due to the merger of United Air Lines, Inc., and Continental Airlines, Inc., at the San Francisco International Airport.

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

25. 110586 [Management Services Agreement - Sewer System Improvement Program - Not to Exceed $150,000,000]
Resolution approving and authorizing the General Manager of the San Francisco Public Utilities Commission to execute Sewer System Improvement Program-Funded Agreement No. CS-165, Program Management Services, with AECOM-Parsons Joint Venture, for an amount not to exceed $150,000,000 with a term of up to 15 years, under Charter Section 9.118. (Public Utilities Commission)

Question: Shall this Resolution be ADOPTED?

26. 110725 [Issuance and Sale of Tax-Exempt Bonds - Children's Day School, Inc. - Not to Exceed $11,000,000]
Sponsor: Wiener
Resolution approving, in accordance with Section 147(f) of the Internal Revenue Code, the issuance and sale of tax-exempt bonds by the California Municipal Finance Authority in an aggregate principal amount not to exceed $11,000,000 to finance various capital facilities owned or leased by Children's Day School.

Question: Shall this Resolution be ADOPTED?

From the Budget and Finance Sub-Committee Without Recommendation

Present: Supervisors Chu, Mirkarimi, Kim

27. 100672 [Agreement Amendment - Titan Outdoor for Advertising on San Francisco Municipal Transportation Agency Property]
Sponsor: Elsbernd
Resolution approving Amendment One to the Agreement for Advertising on San Francisco Municipal Transportation Agency Property between the City and Titan Outdoor, LLC, to allow advertising window wraps on up to 5% of the San Francisco Municipal Transportation Agency's buses and up to 10% of the San Francisco Municipal Transportation Agency's light rail vehicles and to change the approval requirements for advertising in parking garages.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Mar, Cohen, Wiener

28. 110729 **[Issuance and Sale of Special Tax Bonds - GreenFinanceSF Program - Not to Exceed $100,000,000]**
Sponsors: Mayor; Mar
Resolution authorizing the issuance and sale of special tax bonds (federally taxable) in an aggregate principal amount not to exceed $100,000,000 and authorizing related documents and actions in connection therewith.

Question: Shall this Resolution be ADOPTED?

29. 110730 **[Loan Loss Reserve Agreement and Approving Administrative Terms and Conditions - GreenFinanceSF Program]**
Sponsors: Mayor; Mar
Resolution 1) approving the administrative terms and conditions for the GreenFinanceSF owner-arranged financing program; 2) identifying the San Francisco Department of the Environment, or its City agency designee, as the Program Administrator for the City; 3) setting reporting requirements; and 4) authorizing the execution of a loan loss reserve agreement and related matters.

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

(Pursuant to File No. 110737, approved July 19, 2011.)

30. 110738 **[Public Hearing - Resolution to Establish (Renew and Expand) and Rename Fillmore Jazz Community Benefit District as the Fillmore Community Benefit District]**
Sponsor: Mirkarimi
Hearing of persons interested in or objecting to proposed Resolution establishing a property-based Community Benefit District to be known as the "Fillmore Community Benefit District (CBD)," by renewing and expanding the previously established Fillmore Jazz CBD; ordering the levy and collection of assessments against property located in the Fillmore Community Benefit District for 7 years, commencing with FY2011-2012, subject to conditions as specified; and making environmental findings.

Question: Shall this Hearing be HEARD AT PUBLIC HEARING?

Committee of the Whole Adjourn and Report

31. 110739 [Resolution to Establish (Renew and Expand) and Rename Fillmore Jazz Community Benefit District as the Fillmore Community Benefit District]
Sponsor: Mirkarimi
Resolution establishing a property-based Community Benefit District to be known as the "Fillmore Community Benefit District (CBD)," by renewing and expanding the previously established Fillmore Jazz CBD; ordering the levy and collection of assessments against property located in the Fillmore Community Benefit District for 7 years, commencing with FY2011-2012, subject to conditions as specified; and making environmental findings

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:30 P.M. - Recognition of Commendations

COMMITTEE REPORTS

Reports from committees, if any, recommending emergency or urgent measures.

The following items will be considered by the Rules Committee at a Regular Meeting on Thursday, July 21, 2011, at 1:30 p.m. The Chair intends to request the Committee to send the following items to the Board as a committee report on Tuesday, July 26, 2011.

32. 110591 [Settlement of Lawsuit - T-Mobile West Corporation]
Sponsor: Elsbernd
Ordinance authorizing settlement of the lawsuit filed by T-Mobile West Corporation against the City and County of San Francisco on July 8, 2010, in the United States District Court for the Northern District of California, Case No. C-10-03011-CW; entitled T-Mobile West Corporation v. City and County of San Francisco, according to the terms set forth in the Settlement Agreement and subject to court approval of the parties' Stipulated Judgment; approving as part of the settlement a conditional use authorization enabling T-Mobile West Corporation to construct a wireless facility at 725 Taraval Street containing substantially fewer antennas than originally proposed and subject to all City required conditions; and making environmental findings.

Question: Shall this Ordinance be PASSED ON FIRST READING?

33. 110596 [Settlement of Claim - Shatese Stewart - $250,000]
Ordinance authorizing settlement of all claims in the lawsuit filed by Shatese Stewart against the City and County of San Francisco for $250,000; the lawsuit was filed on March 25, 2010, in San Francisco Superior Court, Case No. CGC-09-494967; entitled Shatese Stewart v. City and County of San Francisco, et al. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

34. 110694 **[Settlement of Lawsuit - Jorei Enterprises, LLC - $125,000]**
Ordinance authorizing settlement of the lawsuit filed by Jorei Enterprises, LLC, against the City and County of San Francisco for $125,000; the lawsuit was filed on December 21, 2010, in San Francisco Superior Court, Case No. CGC-10-506527, entitled Jorei Enterprises, LLC v. City and County of San Francisco; other material terms of said settlement are mutual releases of liability in connection with the conveyance of 351 California Street, San Francisco. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

35. 110714 **[Settlement of Lawsuit - Arash Ghanadan - $50,000]**
Ordinance authorizing settlement of the lawsuit filed by Arash Ghanadan against the City and County of San Francisco for $50,000; the lawsuit was filed on December 18, 2009, in San Francisco Superior Court, Case No. CGC-09-495308; entitled Arash Ghanadan, et al. v. City and County of San Francisco, et al. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

36. 110582 **[Settlement of Claim - Weintraub Capital Management, LP - $117,470.45]**
Resolution approving the settlement of the unlitigated claim filed by Weintraub Capital Management, LP against the City and County of San Francisco for refund of payroll taxes for the 2009 tax year in the amount of $117,470.45; claim was filed on January 25, 2011. (City Attorney)

Question: Shall this Resolution be ADOPTED?

37. 110713 **[Settlement of Unlitigated Claim - Ned Bresnahan - $265,000]**
Resolution approving the settlement of the unlitigated claim filed by Ned Bresnahan against San Francisco for $265,000; claim was filed on March 28, 2011.

Question: Shall this Resolution be ADOPTED?

38. 110715 **[Settlement of Unlitigated Claims - Pearl Howell - $80,000]**
Resolution approving the settlement of unlitigated claims (DFEH No. E201011M0352 and EEOC Charge No. 550-2010-01808) filed by Pearl Howell against the City and County of San Francisco for $80,000; claims were filed on September 15 and 16, 2010. (City Attorney)

Question: Shall this Resolution be ADOPTED?

The following items will be considered by the Land Use Committee at a Regular Meeting on Monday, July 25, 2011, at 1:00 p.m. The Chair intends to request the Committee to send the following items to the Board as a committee report on Tuesday, July 26, 2011

39. 110506 [Police, Planning, and Business and Tax Regulations Codes - Limited Live Performance Permits]

Sponsors: Mirkarimi; Wiener, Mar and Campos

Ordinance amending the San Francisco Police Code Sections 2.26, 2.27, 1060, 1060.1, 1060.1-1, 1060.7.1, 1060.9, 1060.19, 1060.20.4, 1060.24, 1060.35, 2901, 2909, and 2916; adding to the San Francisco Police Code Sections 1060.2.1, 1060.3.1, 1060.5.1, 1060.38, and 1060.38.1; amending the San Francisco Planning Code Sections 102.17, 703.2, 790.38, 803.2, 803.3, and 890.37; and amending the San Francisco Business and Tax Regulations Code Section 8 to 1) create a Limited Live Performance Permit for indoor locales whose primary function is not presentation of live performances, said permit to include noise and hours restrictions but not necessarily security plan requirements; 2) to specify application and license fees and hearing requirements for said permit; and 3) making findings, including environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

Question: Shall this Ordinance be PASSED ON FIRST READING?

40. 110592 [Planning Code - Inner Clement, Outer Clement, and Geary Neighborhood Commercial Controls]

Sponsor: Mar

Ordinance amending the San Francisco Planning Code Sections 263.20, 712.1, 716.1, and 781.4 to: 1) allow one additional eating and drinking use as principally permitted in the Inner Clement Neighborhood Commercial Districts and allow any additional eating and drinking use in that district as conditionally permitted; 2) allow eating and drinking uses in the Outer Clement Neighborhood Commercial District with a conditional use permit; 3) remove the prohibition on large fast-food restaurants and prohibit formula retail pet supply stores and formula retail eating and drinking uses in the Geary Boulevard Fast-Food Subdistrict; 4) make video stores a principally permitted use on the ground floor in the NC-3 and the Inner Clement and Outer Clement Neighborhood Commercial Districts; and 5) making environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

Question: Shall this Ordinance be PASSED ON FIRST READING?

41. 110769 [Transportation Code - Car Share Vehicle Parking Restrictions]

Sponsors: Mayor; Chiu

Ordinance amending the San Francisco Transportation Code, Division I, Articles 7 and 8 Division I, by: 1) adding Section 7.2.52 to establish a violation for unauthorized vehicles to park in a designated car share parking space; and 2) amending Section 8.1 to permit the removal of vehicles parked in violation of Section 7.2.52.

Question: Shall this Ordinance be PASSED ON FIRST READING?

42. 110813 **[CEQA Findings for Firehouse Improvements]**
Sponsors: Mayor; Chiu
Resolution of the Board of Supervisors of the City and County of San Francisco determining and making certain findings under the California Environmental Quality Act relating to the construction and improvement of certain firehouses and determining other matters related thereto

Question: Shall this Resolution be ADOPTED?

The following item will be considered by the Budget and Finance Sub-Committee at a Special Meeting on Tuesday, July 26, 2011, at 1:30 p.m. The Chair intends to request the Committee to send the following item to the Board as a committee report on Tuesday, July 26, 2011.

43. 110749 **[Administrative, Business and Tax Regulations Codes - 0.50% Sales Tax Increase to Fund Public Safety Programs and Services to Children and Seniors]**
Sponsors: Mayor; Chiu, Cohen, Mirkarimi and Wiener
Ordinance amending the San Francisco Business and Tax Regulations Code by adding Article 16-A to provide funds for public safety programs and services to children and senior citizens in the City and County of San Francisco by imposing a transactions (sales) and use tax at the rate of one-half of one percent (0.50%) for a period of ten years, to be administered by the State Board of Equalization in accordance with Parts 1.6 and 1.7 of Division 2 of the California Revenue and Taxation Code; adopting an expenditure plan; amending the Administrative Code by adding Section 10.100.321 establishing a special revenue fund; and directing submission of the tax for voter approval at the November 8, 2011, municipal election.

(Fiscal Impact; Economic Impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.

Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

CLOSED SESSION

CONFERENCE WITH CITY ATTORNEY

44. 110868 [Closed Session - Potential Litigation - Health Care Security Ordinance]
Sponsor: Campos
Motion that the Board of Supervisors convene in closed session on July 26, 2011, to consult with the City Attorney for the purpose of conferring with, or receiving advice from, the City Attorney regarding potential litigation against the City involving amendments to the Health Care Security Ordinance. Government Code Section 54956.9(b) and San Francisco Administrative Code Section 67.10(d) (2) permit this closed session because discussion in open session concerning this matter would likely and unavoidably prejudice the position of the City in the potential litigation.

Question: Shall this Motion be APPROVED?

[Elect To Disclose]
Motion that the Board finds it is in the best interest of the public that the Board elect at this time to disclose its closed session deliberations.

[Elect Not to Disclose]
Motion that the Board finds that it is in the best interests of the public that the Board elect at this time not to disclose its closed session deliberations.

After a closed session, if one occurs, pending approval of above action to disclose, the President shall (1) request the Deputy City Attorney to identify the subjects discussed in the closed session, and (2) direct the Clerk of the Board to report the vote taken on any motion in the closed session.

CALLED FROM COMMITTEE

(Pursuant to Board Rule 5.31 1 introduced by Supervisors Campos, Mar, Avalos and Mirkarimi)

45. 110546 **[Administrative Code - Health Care Security Ordinance]**
Sponsors: Campos; Mar, Avalos, Mirkarimi, Cohen, Chiu and Kim
Ordinance amending the San Francisco Administrative Code by amending Sections 14.1, 14 3, and 14 4 of the Health Care Security Ordinance to provide that only amounts actually paid or irrevocably committed to pay for providing employee health care services shall satisfy the employer expenditure requirements of the Ordinance, add an employee notification requirement, and to modify penalty provisions.

07/19/2011, CALLED FROM COMMITTEE

Question: Shall this Ordinance be PASSED ON FIRST READING?

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced for adoption without committee reference. A unanimous vote is required for adoption of these resolutions today. Any Supervisor may require any resolution to go to committee.

Questions on the For Adoption Without Committee Reference Agenda are on for adoption, or approved, as indicated.

Items 46 through 54

46. 110740 **[Urging the United States Food and Drug Administration to Ban Menthol in Tobacco Products]**
Sponsors: Cohen; Mar and Avalos
Resolution urging the U.S. Food and Drug Administration to ban menthol in cigarettes and other tobacco products.

07/12/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

07/19/2011; CONTINUED.

Question: Shall this Resolution be ADOPTED?

47. 110743 [Urging the Municipal Transportation Agency to Halt Action on the Transfer of Credit Card Charges to Taxi Cab Drivers]
Sponsors: Campos; Mar and Avalos
Resolution urging the San Francisco Municipal Transportation Agency to reconsider and abandon the decision to shift the burden of credit card merchant charges to the City cab drivers.

07/12/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

07/19/2011; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

07/19/2011; CONTINUED AS AMENDED.

Question: Shall this Resolution be ADOPTED?

48. 110859 [Approval of a 90 Day Extension for Planning Commission Review]
Sponsor: Chiu
Resolution extending by 90 days the prescribed time within which the Planning Commission may render its decision on a Ordinance amending the San Francisco Planning Code by repealing Sections 136.2, 136.3, 158, 187, 249.15, 263.2, 263.3, 602.25, 602.26, 607.3 and 607.4 and amending various other Code sections to: 1) increase the amount of principally permitted parking spaces for dwellings in RC-4 and C-3 Districts; 2) make off-street parking requirements in the Van Ness Special Use District and RC-3 Districts consistent with those of RC-4 Districts; 3) eliminate minimum parking requirements for the Chinatown Mixed Use Districts and North Beach Neighborhood Commercial Districts; 4) allow exceptions from required parking under specified circumstances; 5) amend the restrictions on off-street parking rates and extend them to additional zoning districts; 6) revise sign, awning, canopy and marquee controls in specified zoning districts; 7) increase the permitted use size for limited corner commercial uses in RTO and RM districts, and allow reactivation of lapsed limited commercial uses in R districts; 8) revise the boundaries of and modify parking and screening requirements in the Washington-Broadway and Waterfront Special Use Districts; 9) modify controls for uses and accessory uses in Commercial and Residential-Commercial Districts; 10) permit certain exceptions from exposure and open space requirements for historic buildings; and 11) modify conformity requirements in various use districts; adopting findings, including environmental findings, Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

07/19/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

49. 110860 **[Approval of a 90 Day Extension for Planning Commission Review]**
Sponsor: Chiu
Resolution extending by 90 days the prescribed time within which the Planning Commission may render its decision on a Ordinance amending Sheets SU01, SS01, and SS02 of the San Francisco Zoning Map to: 1) add blocks and lots to the Washington-Broadway Special Use District 1, 2) add blocks to the Waterfront Special Use District 2, 3) delete blocks and add lots to the Waterfront Special Use District 3; 4) make the boundaries of the Special District for Sign Illumination on Broadway co-extensive with the Broadway Neighborhood Commercial District; 5) delete the Van Ness Special District for Sign Illumination; and 6) add The Embarcadero from Taylor Street to Second Street to the Special District for Scenic Streets; adopting findings, including environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

07/19/2011, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

Question: Shall this Resolution be ADOPTED?

50. 110865 **[Pedicab Fare Schedule - Cabrio Taxi]**
Sponsor: Chiu
Resolution approving the pedicab fare schedule for Cabrio Taxi.

07/19/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

51. 110866 **[Commending the 50th Anniversary of Save the Bay]**
Sponsor: Chiu
Resolution commending Save the Bay on its 50th Anniversary in 2011.

07/19/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

52. 110867 **[Accept and Expend Grant - Criminal Restitution Compact - $85,658.40]**
Sponsor: Cohen
Resolution authorizing the Department of the District Attorney to retroactively contract for, accept, and expend up to $85,658.40 allocated from the California Victim Compensation and Government Claims Board for a project entitled the Criminal Restitution Compact for the period of July 1, 2011, through June 30, 2012

07/19/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

53. 110839 [Final Map 4456: 833 - 835 Jamestown Avenue]
Motion approving Final Map 4456, a 198 Residential Unit Condominium Project, located at 833-835 Jamestown Avenue being a subdivision of Lot 277 in Assessors Block No 4991; adopting findings pursuant to the General Plan and City Planning Code Section 101.1; conditionally accepting offers of easements; and approving a Public Improvement Agreement related to the Final Map. (Public Works Department)

07/19/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

54. 110869 [Authorizing Preparation of Proponent/Opponent Ballot Arguments and Rebuttal Ballot Arguments for Submittal to the Voters at the November 8, 2011, Consolidated General Municipal Election]
Motion authorizing preparation of written Proponent and Opponent ballot arguments and rebuttal ballot arguments for submittal to the voters at the November 8, 2011, Consolidated General Municipal Election. (Clerk of the Board)

07/19/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

55. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires eight (8) votes or a unanimous six (6) or seven (7). A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

LEGISLATION INTRODUCED AT ROLL CALL

PROPOSED ORDINANCE

Proposed ordinance received from July 12, 2011, through July 18, 2011, for reference by President to appropriate committee on July 26, 2011.

110692 **[Settlement of Lawsuit - West Bay Builders, Inc. - City to Retain $900,000]**
Ordinance authorizing settlement of the lawsuit entitled West Bay Builders, Inc. v. City and County of San Francisco, San Francisco Superior Court Case No. CGC-10-503366, arising from a breach of contract dispute regarding Contract No. 6159A for construction of a new Recreation and Park Department (RPD) facility known as the Minnie and Lovie Ward Recreation Center and Ocean View Park, for which West Bay Builders, Inc. (West Bay) served as the prime contractor, calling for the RPD to retain $900,000 from the contract balance and including other material terms of said settlement. (City Attorney)

07/19/2011, RECEIVED AND ASSIGNED to the Rules Committee.

PROPOSED RESOLUTIONS

Proposed resolutions received from July 12, 2011, through July 18, 2011, for reference by President to appropriate committee on July 26, 2011.

110390 **[Suit Against Responsible Relatives of Recipient of Services at City Hospitals to Recover Value of Services]**
Resolution authorizing Tax Collector Attorney to file suit against responsible relatives to recover value of services rendered at hospital facilities operated by the San Francisco Department of Public Health. (Treasurer-Tax Collector)

07/19/2011; RECEIVED AND ASSIGNED to the Rules Committee.

110695 **[Lease and Use Agreement - Cathay Pacific Airways Limited]**
Resolution approving and authorizing the execution of Modification No. 1 of Lease and Use Agreement L-10-0081 with Cathay Pacific Airways Limited for lounge space in the International Teminal of San Francisco International Airport. (Airport Commission)

07/19/2011; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

110778 **[Lease of Real Property - 1360 Mission Street]**
Resolution authorizing the lease of 1360 Mission Street, Suite 401, for the Department of Public Health. (Real Estate Department)

07/18/2011; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

110870 **[Engineering Design Agreement No. CS-879A - Water System Improvement Program - Not to Exceed $14,000,000]**
Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute amendments to increase Engineering Project Design Services Agreement No. CS-879A for Water System Improvement Program (WSIP)-funded projects with total revised agreement amounts not to exceed $14,000,000, pursuant to Charter Section 9.118. (Public Utilities Commission)

07/15/2011; RECEIVED AND ASSIGNED to the Budget and Finance Committee

110871 **[Engineering Design Agreement No. CS-879B - Water System Improvement Program - Not to Exceed $15,000,000]**
Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute amendments to increase Engineering Project Design Services Agreement No. CS-879B for Water System Improvement Program (WSIP)-funded projects with total revised agreement amounts not to exceed $15,000,000, pursuant to Charter Section 9.118. (Public Utilities Commission)

07/15/2011; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

110872 **[Engineering Design Agreement No. CS-879C - Water System Improvement Program - Not to Exceed $16,500,000]**
Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute amendments to increase Engineering Project Design Services Agreement No. CS-879C for Water System Improvement Program (WSIP)-funded projects with total revised agreement amounts not to exceed $16,500,000, pursuant to Charter Section 9.118. (Public Utilities Commission)

07/15/2011; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

110873 **[Management Services Agreement No. CS-914 - Water System Improvement Program - Not to Exceed $30,000,000]**
Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute amendments to increase Bay Division Region Construction Management Services Agreement No. CS-914 for Water System Improvement Program (WSIP)-funded projects with total revised agreement amounts not to exceed $30,000,000, pursuant to Charter Section 9.118. (Public Utilities Commission)

07/15/2011; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

110874 **[Management Services Agreement No. CS-918 - Water System Improvement Program - Not to Exceed $17,500,000]**
Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute amendments to increase New Irvington Tunnel Construction Management Services Agreement No. CS-918 for Water System Improvement Program (WSIP)-funded projects with total revised agreement amounts not to exceed $17,500,000, pursuant to Charter Section 9.118. (Public Utilities Commission)

07/15/2011; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

110875 **[Management Services Agreement No. CS-963 - Water System Improvement Program - Not to Exceed $34,000,000]**

Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute amendments to increase Program Construction Management Services Agreement No. CS-963 for Water System Improvement Program (WSIP) -funded projects with total revised agreement amounts not to exceed $34,000,000, pursuant to Charter Section 9.118. (Public Utilities Commission)

07/15/2011 RECEIVED AND ASSIGNED to the Budget and Finance Committee.

110388 **[Petitions and Communications]**
Petitions and Communications received from July 12, 2011, through July 18, 2011, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on July 26, 2011.

Personal information that is provided in communications to the Board of Supervisors is subject to disclosure under the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information provided will not be redacted.

From Office of the Treasurer and Tax Collector, submitting the June 2011 Investment Report. Copy: Each Supervisor (1)

*From Office of Civic Engagement and Immigrant Affairs, submitting the 2011 Compliance Summary Report. (2)

*From Superior Court, 2010-2011 San Francisco County Civil Grand Jury, submitting its report to the public entitled "Continuity Reports Reviewing the State of Prior Recommendations." Copy: Each Supervisor, GAO Committee Clerk (3)

From Office of the Controller, submitting the PUC Energy Efficiency General Fund Program Report. (4)

*From concerned citizens, submitting support for AT&T network upgrades. File No. 110344, 46 letters (5)

From Clerk of the Board, the following departments have submitted their annual report on gifts received in FY2010-2011: (6)
Office of the Clerk of the Board
Public Library
Recreation and Park Department

From Planning Department, regarding America's Cup and the James R. Herman Cruise Terminal and Northeast Wharf Plaza. Copy: Each Supervisor, Land Use Committee Clerk (7)

From Department of Public Health, submitting request for waiver of Administrative Code Chapter 12B for Sara Lee Corporation. (8)

From Department of Public Health, regarding contracts approved in FY2010-2011 under Board Resolution 563-10. Copy: Each Supervisor (9)

From Office of Economic and Workforce Development, submitting its response to the FY2010-2011 Civil Grand Jury report to the public entitled "The Parkmerced Vision: Government-By-Developer." Copy: GAO Committee Clerk (10)

From Office of the Controller, submitting the quarterly review of the Office of the Treasurer and Tax Collector's Schedule of Cash, Investments, and Accrued Interest Receivable as of March 31, 2011. (11)

From Department of Animal Care and Control, submitting request for waiver of Administrative Code Chapter 12B for ADT Security Service. (12)

From Department of Animal Care and Control, submitting request for waiver of Administrative Code Chapter 12B for Idexx Distribution Corporation. (13)

From Department of Animal Care and Control, submitting request for waiver of Administrative Code Chapter 12B for Safeway. (14)

From Department of Animal Care and Control, submitting request for waiver of Administrative Code Chapter 12B for TW Medical Vet Supplies. (15)

From concerned citizens, regarding saving the Sharp Park Wetlands. 4 letters (16)

*From concerned citizens, submitting support for the Commission on Animal Control and Welfare's humane pet acquisition proposal in defense of animals. 30 letters (17)

From concerned citizens, urging the Board to end the sidewalk Sit-Lie Ordinance. 12 letters (18)

From Bob Larive, regarding the homeless in Fisherman's Wharf/North Beach neighborhood. (19)

From Howard Wong, regarding the Central Subway. (20)

From Bob Shadel, regarding California Pacific Medical Center. (21)

From Iris Godinez, submitting support for eliminating the $2,000,000 in service fees charged to City College. (22)

From Clerk of the Board, the following individual has submitted a Form 700 Statement: (23)
Jonathan Lau, Legislative Aide - Leaving

From Jackie Manion, urging the Board to support a land use policy change at Sharp Park Golf Course. File No. 110551, Copy: Each Supervisor, Budget and Finance Committee Clerk (24)

From concerned citizens, regarding the proposed Charter Amendment concerning retirement and health care benefits. File No. 110058, 2 letters (25)

From Kate Bernier, regarding Smart Meters. (26)

From Planning Department, regarding land use regulations for Medical Cannabis Dispensaries. Copy: Each Supervisor (27)

From Carol Taylor, regarding banning plastic bags in grocery stores. (28)

From David Rochelle, regarding the proposed Initiative Ordinance concerning "Circumcision." (29)

From Doug Mac Tavish, regarding Social Security benefits. (30)

From Aaron Goodman, regarding the Parkmerced Project. (31)

From Relocation Appeals Board, submitting the FY2010-2011 Annual Report. (32)

From Clerk of the Board, the following departments have submitted their FY2010-2011 Sole Source Contracts: (33)
Airport
City Administrator
City Attorney
Civil Service Commission
Department of Elections
Economic and Workforce Development
Department of Environment
Department of Emergency Management
Juvenile Probation Department
Mayor

Police Department
Port
Public Utilities Commission
Recreation and Park Department
Department of Technology

From concerned citizens, submitting opposition to AT&T network upgrades. File No. 110344, 3 letters (34)

*(An asterisked item represents the cover sheet to a document that exceeds 25 pages. The complete document is available at the Clerk's Office Room 244, City Hall.)

ADJOURNMENT

BOARD of SUPERVISORS

City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco 94102-4689
Tel. No. 554-5184
Fax No. 554-5163
TDD/TTY No. 554-5227

NOTICE OF PUBLIC HEARING

BOARD OF SUPERVISORS OF THE CITY AND COUNTY OF SAN FRANCISCO

NOTICE IS HEREBY GIVEN THAT the Board of Supervisors of the City and County of San Francisco, as a Committee of the Whole, will hold a public hearing to consider the following proposal, and said public hearing will be held as follows, at which time all interested parties may attend and be heard:

GOVERNMENT
DOCUMENTS DEPT

JUL 12 2011

SAN FRANCISCO
PUBLIC LIBRARY

Date: **Tuesday, August 2, 2011**

Time: **3:00 p.m.**

Location: **Legislative Chamber, Room 250 located at City Hall, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA**

Subject: **Public Hearing to consider in or objecting to the Report of Delinquent Charges for Code Enforcement cases with Delinquent Assessment of Costs, and Fees pursuant to the provisions of Section 102A.3, 102A.4, 102A.6 102A.12, 102A.16, 102A.17, 102A.18, 102A.19, 102A.20 et seq., 103A.3.3, Section 108A, Section 110A - Tables 1A-K and 1A-G, of the San Francisco Building Code, submitted by the Director of the Department of Building Inspection for Services rendered by said Department of costs thereof having accrued pursuant to code violations referenced above.**

A copy of the report is attached, which contains the names of the persons liable for the tax, the total amount due, including delinquent taxes, penalties and interest, and a description of the real property that was transferred by the document recorded without full payment of tax.

At the public hearing, the Board of Supervisors will hear objections which may be raised by any property owner liable to be assessed, and may make such corrections, revisions or modifications to the report as it deems just. Confirmation of the report by the Board of Supervisors will result in special assessments of the property and addition of these assessments to the tax roll.

Pursuant to Government Code Section 65009, notice is hereby given, if you challenge, in court, the matter described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

In accordance with Section 67.7-1 of the San Francisco Administrative Code, persons who are unable to attend the hearing on these matters may submit written comments to the City prior to the time the hearing begins. These comments will be made a part of the official public records in these matters, and shall be brought to the attention of the Board of Supervisors. Written comments should be addressed to Angela Calvillo, Clerk of the Board, Room 244, City Hall, 1 Dr. Carlton B. Goodlett Place, San Francisco, 94102. Information relating to this matter is available in the Office of the Clerk of the Board, and agenda information relating to this matter will be available for public review on Thursday, July 28, 2011.

Angela Calvillo
Clerk of the Board

DATED: July 12, 2011

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO
AGENDA

GOVERNMENT
DOCUMENTS DEPT

JUL 29 2011

SAN FRANCISCO
PUBLIC LIBRARY

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tuesday, August 2, 2011 - 2:00 PM

Regular Meeting

DAVID CHIU, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, CARMEN CHU, MALIA COHEN, SEAN ELSBERND, MARK FARRELL, JANE KIM, ERIC MAR, ROSS MIRKARIMI, SCOTT WIENER

Angela Calvillo, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.sfbos.org

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Kim, Chu, Mirkarimi	Wednesday 1:00 PM
City and School District Select Committee Supervisors Cohen, Avalos, Chu, Commissioners Fewer, Maufas, Norton	2nd and 4th Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors Avalos, Mar, Elsbernd	2nd and 4th Monday 10:00 AM
Government Audit and Oversight Committee Supervisors Campos, Farrell, Chiu	2nd and 4th Thursday 10:00 AM
Land Use and Economic Development Committee Supervisors Mar, Cohen, Wiener	Monday 1:00 PM
Public Safety Committee Supervisors Mirkarimi, Cohen, Campos	1st and 3rd Thursday 10:30 AM
Rules Committee Supervisors Kim, Elsbernd, Farrell	1st and 3rd Thursday 1:30 PM

First-named Supervisor is Chair, Second-named Supervisor is Vice-Chair of the Committee.

Meeting Procedures

Board procedures do not permit: 1) persons in the audience at a Board meeting to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers, and similar sound-producing electronic devices; 3) bringing in or displaying signs in the meeting room; 4) standing in the meeting room. The public is encouraged to testify at Committee meetings and to write letters to the Clerk of a Committee or to its members: 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

LAPTOP COMPUTER FOR PRESENTATIONS: Contact City Hall Media Services at (415) 554-7490 to coordinate the use of the laptop computer for presentations. Presenters should arrive 30 minutes prior to the meeting to test their presentations on the computer.

AGENDA PACKET: Available for review in Clerk's Office, Room 244, City Hall, and on the internet at http://www.sfbos.org/meetings. Meetings are cablecast on SF Cable 26. For DVD copies and scheduling call (415) 554-4188.

LANGUAGE INTERPRETERS: Requests must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722. AVISO EN ESPAÑOL: La solicitud para un traductor debe recibirse antes de mediodía de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯　必須在會議前最少四十八小時提出要求
請電　(415) 554-7719

Disability Access

The Legislative Chamber and the Committee Room in City Hall are wheelchair accessible. Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices are available upon request at the Clerk of the Board's Office, Room 244. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the F, J, K, L, M, N, T (exit at Civic Center or Van Ness Stations). MUNI bus lines also serving the area are the 5, 6, 9, 19, 21, 47, 49, 71, and 71L. For more information about MUNI accessible services, call (415) 701-4485.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under The Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. The Sunshine Ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact by mail the Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfbos.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 252-3100; fax (415) 252-3112; web site www.sfgov.org/ethics

Agenda Item Information

Each item on the Consent or Regular agenda may include the following documents:

1) Legislation
2) Budget and Legislative Analyst report
3) Department or Agency cover letter and/or report
4) Public correspondence

These items will be available for review at 1 Dr. Carlton B. Goodlett Place, City Hall, Room 244, Reception Desk on the Friday preceding a regularly scheduled Board meeting.

ROLL CALL AND PLEDGE OF ALLEGIANCE

AGENDA CHANGES

APPROVAL OF MEETING MINUTES

Approval of the June 28, 2011, Board Meeting Minutes.

COMMUNICATIONS

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Questions on the Consent Agenda are on final passage, first reading, adoption, or approved, as indicated.

Items 1 through 8

Recommendation of the Land Use and Economic Development Committee

Present: Supervisors Mar, Cohen, Wiener

1. 110769 **[Transportation Code - Car Share Vehicle Parking Restrictions]**
Sponsors: Mayor; Chiu
Ordinance amending the San Francisco Transportation Code, Division I, Articles 7 and 8, by: 1) adding Section 7.2.52 to establish a violation for unauthorized vehicles to park in a designated car share parking space; and 2) amending Section 8.1 to permit the removal of vehicles parked in violation of Section 7.2.52.

07/26/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Budget and Finance Sub-Committee

Present: Supervisors Chu, Mirkarimi, Kim

2. 110749 **[Administrative, Business and Tax Regulations Codes - 0.50% Sales Tax Increase to Fund Public Safety Programs and Services to Children and Seniors]**
Sponsors: Mayor; Chiu, Cohen, Mirkarimi and Wiener
Ordinance amending the San Francisco Business and Tax Regulations Code by adding Article 16-A to provide funds for public safety programs and services to children and senior citizens in the City and County of San Francisco by imposing a transactions (sales) and use tax at the rate of one-half of one percent (0.50%) for a period of ten years, to be administered by the State Board of Equalization in accordance with Parts 1.6 and 1.7 of Division 2 of the California Revenue and Taxation Code; adopting an expenditure plan; amending the Administrative Code by adding Section 10.100.321 establishing a special revenue fund; and directing submission of the tax for voter approval at the November 8, 2011, municipal election.

(Fiscal Impact; Economic Impact.)

07/26/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Rules Committee

Present: Supervisors Kim, Elsbernd

3. 110596 **[Settlement of Claim - Shatese Stewart - $250,000]**
Ordinance authorizing settlement of all claims in the lawsuit filed by Shatese Stewart against the City and County of San Francisco for $250,000; the lawsuit was filed on March 25, 2010, in San Francisco Superior Court, Case No. CGC-09-494967; entitled Shatese Stewart v. City and County of San Francisco, et al. (City Attorney)

07/26/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

4. 110694 **[Settlement of Lawsuit - Jorei Enterprises, LLC - $125,000]**
Ordinance authorizing settlement of the lawsuit filed by Jorei Enterprises, LLC, against the City and County of San Francisco for $125,000; the lawsuit was filed on December 21, 2010, in San Francisco Superior Court, Case No. CGC-10-506527; entitled Jorei Enterprises, LLC v. City and County of San Francisco; other material terms of said settlement are mutual releases of liability in connection with the conveyance of 351 California Street, San Francisco. (City Attorney)

07/26/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

5. 110714 **[Settlement of Lawsuit - Arash Ghanadan - $50,000]**
Ordinance authorizing settlement of the lawsuit filed by Arash Ghanadan against the City and County of San Francisco for $50,000; the lawsuit was filed on December 18, 2009, in San Francisco Superior Court, Case No. CGC-09-495308; entitled Arash Ghanadan, et al. v. City and County of San Francisco, et al. (City Attorney)

07/26/2011, PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

6. 110823 **[Appointment, Eastern Neighborhood Citizens Advisory Committee - L Joseph Boss]**
Motion appointing L Joseph Boss, term ending October 19, 2013, to the Eastern Neighborhood Citizen Advisory Committee. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

7. 110824 **[Appointments, Child Care Planning and Advisory Council - Karen Burch, Marjorie Weiss, and Barbara Manzanares]**
Motion appointing Karen Burch, Marjorie Weiss, and Barbara Manzanares, terms to be determined, to the Child Care Planning and Advisory Council. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

8. 110830 **[Appointments, Citizen's Advisory Committee for the Central Market Street and Tenderloin Area - Nella Manuel, Robert Marquez, Dina Hilliard, and LJ Cirillo]**
Motion appointing Nella Manuel, Robert Marquez, Dina Hilliard, and LJ Cirillo, terms to be determined, to the Citizen's Advisory Committee for the Central Market Street and Tenderloin Area. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Finance Sub-Committee

Present: Supervisors Chu, Mirkarimi, Kim

9. 110503 [Administrative Code - Regulating Overtime Available for City Employees]
Sponsor: Chiu
Ordinance amending the San Francisco Administrative Code, Section 18.13.1 to limit the overtime worked in any fiscal year by any employee to 20% of regularly scheduled hours and to specify and modify written reports to be submitted regarding overtime information.

07/26/2011; CONTINUED ON FIRST READING.

Question: Shall this Ordinance be PASSED ON FIRST READING?

10. 110528 [Feeder Agreement - BART]
Resolution approving the Feeder Agreement between the City and County of San Francisco and the Bay Area Rapid Transit District for payment for transfer trips, with a term from July 1, 2009, to June 30, 2010. (Municipal Transportation Agency)

07/19/2011; CONTINUED.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Mar, Cohen, Wiener

11. 110506 **[Police, Planning, and Business and Tax Regulations Codes - Limited Live Performance Permits]**
Sponsors: Mirkarimi; Wiener, Mar and Campos
Ordinance amending the San Francisco Police Code Sections 2.26, 2.27, 1060, 1060.1, 1060.1-1, 1060.7.1, 1060.9, 1060.19, 1060.20.4, 1060.24, 1060.35, 2901, 2909, and 2916; adding to the San Francisco Police Code Sections 1060.2.1, 1060.3.1, 1060.5.1, 1060.38, and 1060.38.1; amending the San Francisco Planning Code Sections 102.17, 703.2, 790.38, 803.2, 803.3, and 890.37; and amending the San Francisco Business and Tax Regulations Code Section 8 to 1) create a Limited Live Performance Permit for indoor locales whose primary function is not presentation of live performances, said permit to include noise and hours restrictions but not necessarily security plan requirements; 2) to specify application and license fees and hearing requirements for said permit; and 3) making findings, including environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

07/26/2011; CONTINUED ON FIRST READING.

Question: Shall this Ordinance be PASSED ON FIRST READING?

12. 110592 **[Planning Code - Inner Clement, Outer Clement, and Geary Neighborhood Commercial Controls]**
Sponsors: Mar; Avalos
Ordinance amending the San Francisco Planning Code Sections 263.20, 712.1, 716.1, and 781.4 to: 1) allow one additional eating and drinking use as principally permitted in the Inner Clement Neighborhood Commercial Districts and allow any additional eating and drinking use in that district as conditionally permitted; 2) allow eating and drinking uses in the Outer Clement Neighborhood Commercial District with a conditional use permit; 3) remove the prohibition on large fast-food restaurants and prohibit formula retail pet supply stores and formula retail eating and drinking uses in the Geary Boulevard Fast-Food Subdistrict; 4) make video stores a principally permitted use on the ground floor in the NC-3 and the Inner Clement and Outer Clement Neighborhood Commercial Districts; and 5) making environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

07/26/2011; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Rules Committee

Present: Supervisors Kim, Elsbernd

13. 110591 [Settlement of Lawsuit - T-Mobile West Corporation]
Sponsor: Elsbernd
Ordinance authorizing settlement of the lawsuit filed by T-Mobile West Corporation against the City and County of San Francisco on July 8, 2010, in the United States District Court for the Northern District of California, Case No. C-10-03011-CW; entitled T-Mobile West Corporation v. City and County of San Francisco, according to the terms set forth in the Settlement Agreement and subject to court approval of the parties' Stipulated Judgment; approving as part of the settlement a conditional use authorization enabling T-Mobile West Corporation to construct a wireless facility at 725 Taraval Street containing substantially fewer antennas than originally proposed and subject to all City required conditions; and making environmental findings.

07/26/2011; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

CALLED FROM COMMITTEE

(Pursuant to Board Rule 5.31.1 introduced by Supervisors Campos, Mar, Avalos and Mirkarimi.)

14. 110546 [Administrative Code - Health Care Security Ordinance]
Sponsors: Campos; Mar, Avalos, Mirkarimi, Cohen, Chiu and Kim
Ordinance amending the San Francisco Administrative Code by amending Sections 14.1, 14.3, and 14.4 of the Health Care Security Ordinance to provide that only amounts actually paid or irrevocably committed to pay for providing employee health care services shall satisfy the employer expenditure requirements of the Ordinance, add an employee notification requirement, and to modify penalty provisions.

(Economic Impact)

07/19/2011; CALLED FROM COMMITTEE.

07/26/2011; CONTINUED ON FIRST READING.

Question: Shall this Ordinance be PASSED ON FIRST READING?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Chu, Kim

15. 110594 **[Administrative Code - Enforcement of Minimum Wage Law by the Office of Labor Standards Enforcement]**
Sponsors: Campos; Mar, Avalos, Chiu, Mirkarimi and Kim
Ordinance amending the San Francisco Administrative Code Sections 12R.5, 12R.7, 12R.16, 12R.17, 12R.18, and 12R.25 to: 1) enhance the Office of Labor Standards Enforcement's enforcement of the City's Minimum Wage Ordinance by clarifying agency access to places of employment; 2) require a policy to resolve complaints or initiate enforcement actions within one year; 3), raise the penalty for employer retaliation; 4) impose a penalty for failure to post minimum wage rates; 5) provide for posting notice to employees upon commencement of an investigation and public posting of employer non-compliance, and impose penalties for violation of these posting requirements; 6) impose a penalty for failure to provide employer's name, address, and telephone number to employees; 7) allow for back wages held in escrow for an employee for three years or more to be used to enforce the Minimum Wage Ordinance or other laws enforced by the Office of Labor Standards Enforcement if the Office of Labor Standards Enforcement cannot locate the employee; 8) provide authority to immediately issue an administrative citation upon sufficient evidence of certain violations; and 9) require industry-focused outreach materials for employees.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Chu, Mirkarimi, Kim

16. 110583 **[Administrative Code - Cash Difference and Overage Funds]**
Ordinance amending the San Francisco Administrative Code Section 10.82 to: 1) authorize the Controller to establish cash difference and overage funds for the use of any county officer or department head or judicial district handling judicial funds; 2) to increase, reduce, or discontinue the funds; 3) require any county officer or department head using such funds to report to the Controller; and 4) require the Controller to annually report to the Board of Supervisors regarding the cash difference and overage funds. (Treasurer-Tax Collector)

Question: Shall this Ordinance be PASSED ON FIRST READING?

17. 110217 [Purchase Agreement - Permanent Access Road Easement and Temporary Construction Easement - San Joaquin County - $10,000]

Resolution approving and authorizing an agreement for the purchase of a permanent access road easement and a temporary construction easement over, on, and in portions of Assessor's Parcel Nos. 253-170-05 located in San Joaquin County, required for the San Joaquin Pipeline System Project No. CUW37301 for a purchase price of $10,000; adopting findings under the California Environmental Quality Act; adopting findings that the conveyance is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution. (Real Estate Department)

Question: Shall this Resolution be ADOPTED?

18. 110428 [Purchase Agreement - Permanent Tie-Back Easement and Temporary Construction Easement - San Mateo County - $87,570]

Resolution approving and authorizing an agreement for the purchase of a permanent tie-back easement and a temporary construction easement over, on, and in portions of Assessor's Parcel No. 038-200-020 located in the Town of Hillsborough, San Mateo County, and required for the Crystal Springs Pipeline No. 2 Replacement Project, known as Project No. CUW37801, for a purchase price of $87,570; adopting findings under the California Environmental Quality Act; adopting findings that the conveyance is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications, and take certain actions in furtherance of this resolution. (Real Estate Department)

Question: Shall this Resolution be ADOPTED?

19. 110429 [Purchase Agreement - Two Permanent Access Road Easements and Two Temporary Construction Easements - San Joaquin County - $83,900]

Resolution approving and authorizing an agreement for the purchase of a two permanent access road easements and two temporary construction easements over, on, and in portions of Assessor's Parcel Nos. 253-270-17, 19, 21, 24, and 25 located in San Joaquin County, required for the San Joaquin Pipeline System Project No. CUW37301 for a purchase price of $83,900; adopting findings under the California Environmental Quality Act; adopting findings that the conveyance is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications, and take certain actions in furtherance of this resolution. (Real Estate Department)

Question: Shall this Resolution be ADOPTED?

20. 110721 **[Mortgage Revenue Bonds - 121 Golden Gate Avenue - Not to Exceed $26,000,000]**
Sponsor: Kim
Resolution declaring the Intent of the City and County of San Francisco (City) to: 1) reimburse certain expenditures from proceeds of future bonded indebtedness; 2) authorizing the Director of the Mayor's Office of Housing (Director) to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to permit the issuance of qualified mortgage revenue bonds in an aggregate principal amount not to exceed $26,000,000 for 121 Golden Gate Avenue (121 Golden Gate Avenue Senior Community); 3) authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed $100,000 in accordance with CDLAC procedures; 4) authorizing the Director to certify to CDLAC that the City has on deposit the required amount; 5) authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the qualified mortgage revenue bonds; 6) approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of mortgage revenue bonds by the City in an aggregate principal amount not to exceed $26,000,000; 7) authorizing and directing the execution of any documents necessary to implement this Resolution; and 8) ratifying and approving any action heretofore taken in connection with the Project, as defined herein, and the Application, as defined herein.

Question: Shall this Resolution be ADOPTED?

21. 110723 **[Contract Amendment - Transbay Joint Powers Authority - Transbay Transit Center Program Services - Not to Exceed $3,280,677]**
Sponsor: Kim
Resolution approving the First Amendment to Contract No. CS -159 between the San Francisco Municipal Transportation Agency and the Transbay Joint Powers Authority for Transbay Transit Center Program Services pursuant to Charter Section 9.118 in an amount not to exceed $3,280,677, retroactive to August 9, 2010.

Question: Shall this Resolution be ADOPTED?

22. 110724 **[Exchange and Conveyance of Real Property - Folsom and Essex Streets Intersection]**
Sponsor: Kim
Resolution 1) approving the exchange of a portion of City property located near the intersection of Folsom Street and Essex Street with a portion of abutting real property owned by 515 Folsom Street LLC; 2) adopting environmental findings and other findings that the actions set forth in this Resolution are consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and 3) authorizing other actions in furtherance of this Resolution.

Question: Shall this Resolution be ADOPTED?

23. 110726 **[Agreement - Serco, Inc. - SFpark Pilot Project - Not to Exceed $44,080,000]**
Sponsor: Wiener
Resolution approving the Fourth Amendment to the Agreement with Serco, Inc., to: 1) replace, upgrade, and add parking meters; 2) conduct an education campaign and expand the pilot testing of new residential parking management strategies in support of the SFpark Pilot Project; and 3) to increase the contract not-to-exceed amount by $22,000,000 utilizing a loan from the Metropolitan Transportation Commission for a total not-to-exceed amount of $44,080,000.

Question: Shall this Resolution be ADOPTED?

24. 110736 [Real Property - Office of the Chief Medical Examiner Relocation - 1 Newhall Street - $5,304,500]
Sponsor: Mayor
Resolution authorizing the execution and performance of an option to purchase the approximately 33,000 square foot industrial building and land at 1 Newhall Street for $5,304,500 contained in a lease dated for reference December 20, 2006, by and between 1 Newhall, LLC, as Landlord, and the City and County of San Francisco, as tenant; adopting findings under the California Environmental Quality Act and adopting findings that the conveyance is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1.

Question: Shall this Resolution be ADOPTED?

25. 110812 [Contract Amendment - Cypress Security, LLC - Security Services - an Additional $17,100,000]
Sponsor: Wiener
Resolution authorizing the San Francisco Municipal Transportation Agency to amend an expenditure contract with Cypress Security, LLC, to add an additional $17,100,000 to continue security services for an additional three years.

(Fiscal Impact.)

Question: Shall this Resolution be ADOPTED?

26. 110862 [TIDA Contract Amendment - AMEC Geomatrix, Inc. - Retroactively Extending Term through June 30, 2012]
Sponsor: Mayor
Resolution approving an amendment to the contract between the Treasure Island Development Authority and AMEC Geomatrix, Inc., to retroactively extend the term through June 30, 2012.

Question: Shall this Resolution be ADOPTED?

27. 110863 [Extending Time to Consider Continuing Redevelopment Activities]
Sponsors: Mayor; Avalos, Campos, Chiu, Cohen, Farrell, Kim, Mar, Mirkarimi and Wiener
Resolution expressing the non-binding intent of the City and County of San Francisco to comply with Part 1.9 of the California Health and Safety Code, recently added by Assembly Bill 27, for the purpose of providing the Board of Supervisors with up to an additional month, until November 1, 2011, to consider adopting an ordinance allowing the City and County of San Francisco to continue to undertake state-authorized redevelopment activities by agreeing to make ongoing annual payments for the benefit of other taxing entities, including the San Francisco Unified School District and City College of San Francisco; and adopting findings that the Resolution is not a project under the California Environmental Quality Act.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Mar, Cohen, Wiener

28. 110731 **[Electricity Resource Plan Update]**
Sponsors: Mayor; Cohen
Resolution endorsing an updated Electricity Resource Plan to provide a long-term vision of San Francisco's electricity future, to serve as a policy guide to be used in proposing and implementing specific actions related to electric energy programs and usage in San Francisco, and to identify potential steps toward achievement of San Francisco's goal of having zero greenhouse gas emissions from its electric usage by 2030.

Question: Shall this Resolution be ADOPTED?

29. 110855 **[Street Vacation - Resolution of Intention - Portion of Cayuga Avenue]**
Sponsors: Mayor; Avalos
Resolution declaring the intention of the Board of Supervisors to vacate an approximately 8,490 square foot portion of public right-of-way located on Cayuga Avenue, west of Naglee Avenue; and setting a hearing date of September 6, 2011, at 3:00 p.m., for all persons interested in the proposed vacation of said public right-of-way.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Public Safety Committee

Present: Supervisors Mirkarimi, Cohen

30. 110732 **[Executive Committee of the Corrections Partnership for Criminal Justice Realignment Appointment]**
Sponsors: Mayor; Mirkarimi
Resolution appointing the San Francisco Department of Public Health to the Executive Committee of the San Francisco Community Corrections Partnership for the purpose of developing an implementation plan for criminal justice realignment.

Question: Shall this Resolution be ADOPTED?

31. 110735 **[County Agency Responsible for Implementation of Post-Release Community Supervision Interim Designation]**
Sponsors: Mayor; Mirkarimi
Resolution designating, on an interim basis, the San Francisco Adult Probation Department as the county agency responsible for implementing post-release community supervision until an ordinance designating the San Francisco Adult Probation Department as the post-release community supervision authority is considered and adopted by the Board of Supervisors.

Question: Shall this Resolution be ADOPTED?

Recommendation of the Rules Committee

Present: Supervisors Kim, Elsbernd

32. 110622 **[Administrative Code - Allowing Paid Administrative Leave in Certain Circumstances]**
Ordinance amending the San Francisco Administrative Code by adding Section 16.10 to allow the City and County of San Francisco to use time-limited paid administrative leave for its employees under certain circumstances. (Human Resources Department)

Question: Shall this Ordinance be PASSED ON FIRST READING?

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

(Pending approval of File No. 110689.)

33. 110690 **[Committee of the Whole - Public Hearing on Special Assessment of Liens for Assessment of Cost]**
Hearing of persons interested in or objecting to proposed Resolution confirming Report of Delinquent Charges for Code Enforcement cases with delinquent assessment of costs, and fees pursuant to the provisions of Section 102A.3, 102A.4, 102A.6 102A.12, 102A.16, 102A.17, 102A.18, 102A.19, 102A.20 et seq., 103A.3.3, Section 108A, Section 110A - Tables 1A-K and 1A-G, of the San Francisco Building Code, submitted by the Director of the Department of Building Inspection for Services rendered by said Department of Costs thereof having accrued pursuant to Code Violations referenced above. (Clerk of the Board)

Question: Shall this Hearing be HEARD AT PUBLIC HEARING?

Committee of the Whole Adjourn and Report

34. 110691 **[Special Assessment of Liens for Assessment of Cost]**
Resolution confirming Report of Delinquent Charges for Code Enforcement cases with delinquent assessment of costs, and fees pursuant to the provisions of Section 102A.3, 102A.4, 102A.6 102A.12, 102A.16, 102A.17, 102A.18, 102A.19, 102A.20 et seq., 103A.3.3, Section 108A, Section 110A - Tables 1A-K and 1A-G, of the San Francisco Building Code, submitted by the Director of the Department of Building Inspection for Services rendered by said Department of costs thereof having accrued pursuant to code violations referenced above. (Building Inspection Commission)

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:30 P.M. - Recognition of Commendations

SPECIAL ORDER 4:00 P.M.

APPEAL PROCEDURES

Board Rule 4.29 provides that public hearings on appeals shall be scheduled for 4pm. If more than one public hearing is scheduled, then the Clerk, in consultation with the President, may determine the order in which the appeals will be scheduled. Second and later appeals may be scheduled at specified times later than 4 pm. An appeal shall not be heard prior to its scheduled time on the calendar, and it may not be called until the Board's consideration of appeals scheduled earlier on the calendar is completed. It is the policy of the Clerk of the Board to schedule multiple appeals in the following order at 4pm:

1. *Appeals where all parties have agreed to request a continuance or a tabling of the appeal.*
2. *Continued appeals from previous Board meetings (continued appeals will be listed in order of those closest to deadlines for Board decision).*
3. *Appeals appearing on the calendar for the first time, in chronological order of receipt by the Clerk.*
4. *Multiple appeals appearing on the calendar may be staggered at times specific, beginning at 4pm.*
5. *Appeals involving participants who have ADA considerations may be set for specific times beginning at 4pm.*

35. 110759 **[Public Hearing - Appeal of Determination of Exemption from Environmental Review - 1945 Hyde Street]**

Hearing of persons interested in or objecting to the decision of the Planning Department dated January 27, 2011, Case No. 2010.0162E, that a project located at 1945 Hyde Street is exempt from environmental review under Categorical Exemption, Class 32 (State CEQA Guidelines Section 15332). The project site currently contains a 19,739-square-foot, two-story over basement parking garage constructed in 1920, containing 58 off-street parking spaces providing both long-term and short term parking. The proposed project would convert the building into a three-story over basement, seven-unit residential building, with 17 parking spaces provided by stackers, and one approximately 860 square-foot commercial space along Hyde Street. The existing height of the building is 32 feet and the proposed third floor addition would increase the height to 40 feet. Modifications to the building would include conversion of the front vehicular access arches into retail entrances and conversion of an arch on Russell Street into the proposed off-street parking garage entrance. The proposed 17 space parking garage would function as a combination of the following: residential parking, community monthly parking, or hourly parking, with one dedicated car-share space. Additionally, the proposed project would increase the gross-square-footage of the building from 19,739 to 25,187 square feet, Assessor's Block No. 0123, Lot No. 002. (District 3) (Appellant: Jamie Cherry on behalf of the Russian Hill Community Association). (Clerk of the Board)

(Filed July 13, 2011; Companion Measure to File Nos. 110760, 11761 and 110762.)

Question: Shall this Hearing be HEARD AT PUBLIC HEARING?

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the Categorical Exemption from Environmental Review described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be approved.)

36. 110760 **[Affirming the Exemption Determination - 1945 Hyde Street]**
Motion affirming the determination by the Planning Department that a project located at 1945 Hyde Street is exempt from environmental review. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

37. 110761 **[Reversing the Exemption Determination - 1945 Hyde Street]**
Motion reversing the determination by the Planning Department that a project located at 1945 Hyde Street is exempt from environmental review. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

38. 110762 **[Preparation of Findings to Reverse the Exemption Determination - 1945 Hyde Street]**
Motion directing the Clerk of the Board to prepare findings reversing the exemption determination by the Planning Department that a project located at 1945 Hyde Street is exempt from environmental review. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 4:00 P.M.

39. 110831 **[Public Hearing - Appeal of Tentative Map - 1621 Montgomery Street]**
Hearing of persons interested in or objecting to the decision of the Department of Public Works dated July 6, 2011, approving a Tentative Map for a 4-unit commercial condominium subdivision located at 1621 Montgomery Street, Assessor's Block No. 0060, Lot No. 0310. (District 3) (Appellant: Sandra M. Bonato on behalf of the Lombard Plaza Owners Association). (Clerk of the Board)

(Filed July 15, 2011; Companion Measure to File Nos. 110832, 110833, and 110834.)

Question: Shall this Hearing be HEARD AT PUBLIC HEARING?

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the Tentative Parcel Map described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be approved.)

40. 110832 **[Approving Decision of the Department of Public Works and Approving the Tentative Parcel Map - 1621 Montgomery Street]**
Motion finding the Tentative Parcel Map for a 4-unit commercial condominium subdivision located at 1621 Montgomery Street, Assessor's Block No. 0060, Lot No. 0310, consistent with the City's General Plan and eight priority policies of Planning Code Section 101.1, approving the decision of the Department of Public Works; and approving the Tentative Parcel Map.

Question: Shall this Motion be APPROVED?

41. 110833 **[Disapproving Decision of the Department of Public Works and Disapproving the Tentative Parcel Map - 1621 Montgomery Street]**
Motion finding the Tentative Parcel Map for a 4-unit commercial condominium subdivision located at 1621 Montgomery Street, Assessor's Block No. 0060, Lot No. 0310, consistent with the City's General Plan and eight priority policies of Planning Code Section 101.1; disapproving the decision of the Department of Public Works; and disapproving the Tentative Parcel Map. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

42. 110834 **[Findings Related to the Tentative Parcel Map Disapproval - 1621 Montgomery Street]**
Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision to disapprove the Tentative Parcel Map for a 4-unit commercial condominium subdivision at 1621 Montgomery Street, Assessor's Block No. 0060, Lot No. 0310.

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 4:00 P.M.

43. 110835 **[Public Hearing - Appeal of Tentative Parcel Map - 1171 Sansome Street]**
Hearing of persons interested in or objecting to the decision of the Department of Public Works dated June 30, 2011, approving a Tentative Parcel Map for a 2-lot subdivision located at 1171 Sansome Street, Assessor's Block No. 0113, Lot No. 040. (District 3) (Appellants: John M. Sanger, Catherine Sanger, David Davies, and Jack Weeden). (Clerk of the Board)

(Filed July 11, 2011; Companion Measure to File Nos. 110836, 110837, and 110838.)

Question: Shall this Hearing be HEARD AT PUBLIC HEARING?

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the Tentative Parcel Map described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be approved.)

44. 110836 **[Approving Decision of the Department of Public Works and Approving the Tentative Parcel Map - 1171 Sansome Street]**
Motion finding the Tentative Parcel Map for a 2-lot subdivision located at 1171 Sansome Street, Assessor's Block No. 0113, Lot No. 040, consistent with the City's General Plan and eight priority policies of Planning Code Section 101.1; approving the decision of the Department of Public Works; and approving the Tentative Parcel Map. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

45. 110837 **[Disapproving Decision of the Department of Public Works and Disapproving the Tentative Parcel Map - 1171 Sansome Street]**
Motion finding the Tentative Parcel Map for a 2-lot subdivision located at 1171 Sansome Street, Assessor's Block No. 0113, Lot No. 040, consistent with the City's General Plan and eight priority policies of Planning Code Section 101.1; disapproving the decision of the Department of Public Works; and disapproving the Tentative Parcel Map. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

46. 110838 **[Findings Related to the Tentative Parcel Map Disapproval - 1171 Sansome Street]**
Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision to disapprove the Tentative Parcel Map for a 2-lot subdivision located at 1171 Sansome Street, Assessor's Block No. 0113, Lot No. 040. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

COMMITTEE REPORTS

Reports from committees, if any, recommending emergency or urgent measures.

The following item will be considered by the Government Audit and Oversight Committee at a Regular Meeting on Thursday, July 28, 2011, at 10:00 a.m. The Chair intends to request the Committee to send the following item to the Board as a committee report on Tuesday, August 2, 2011.

47. 110688 **[Board Response to the 2010-2011 Civil Grand Jury Report Entitled "The Parkmerced: Government by Developer"]**
Sponsor: Campos
Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2010-2011 Civil Grand Jury Report entitled "The Parkmerced Vision: Government by Developer" and urging the Mayor to cause the implementation of accepted findings and recommendations through his department heads and through the development of the annual budget (Clerk of the Board)

Question: Shall this Resolution be ADOPTED?

The following items will be considered by the Rules Committee at a Special Meeting on Thursday, July 28, 2011, at 1:30 p.m. The Chair intends to request the Committee to send the following items to the Board as a committee report on Tuesday, August 2, 2011.

48. 110772 **[Resolution of Intention - West Portal Community Benefit District]**
Sponsor: Elsbernd
Resolution 1) declaring the intention of the Board of Supervisors to establish a property-based business improvement district (community benefit district) to be known as the "West Portal Community Benefit District" and to levy a multi-year assessment on identified parcels in the district; 2) approving the management district plan and engineer's report and proposed boundaries map for the district; 3) ordering and setting a time and place for a public hearing thereon; 4) approving the form of the Notice of Public Hearing and Assessment Ballots; and 5) directing the Clerk of the Board of Supervisors to give notice of the public hearing and balloting as required by law.

Question: Shall this Resolution be ADOPTED?

49. 110844 **[Appointments, Citizen's Advisory Committee for the Central Market Street and Tenderloin Area - Eva Pirring, Felica Denia, Steven Suzuki, Brad Paul, Mara Blitzer, Jesus Perez, and Linda Pierce]**
Motion appointing seven members, terms to be determined, to the Citizen's Advisory Committee for the Central Market Street and Tenderloin Area. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

The following items will be considered by the City Operations and Neighborhood Services Committee at a Special Meeting on Tuesday, August 2, 2011, at 10:00 a.m. The Chair intends to request the Committee to send the following items to the Board as a committee report on Tuesday, August 2, 2011.

50. 110343 **[Liquor License Expansion - 1168 Folsom Street]**
Resolution determining that the issuance of a Type 42 on-sale beer and wine license to Craig and Elizabeth Wathen, for the expansion of the City Beer Store into the adjacent office space located at 1168 Folsom Street (District 6), will serve the public convenience or necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Question: Shall this Resolution be ADOPTED?

51. 110544 **[Liquor License Transfer - 1423 Polk Street]**
Resolution determining that the premise to premise transfer of a Type 48 on-sale general public premises liquor license from 1060 Geary Street to 1423 Polk Street (District 3), to Lori Martens for KoKo Cocktails (dba the HI-LO Club), will serve the public convenience or necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Question: Shall this Resolution be ADOPTED?

52. 110864 [Application Approval - Comprehensive HIV Prevention Programs - $8,085,800]
Sponsors: Mayor; Wiener
Resolution authorizing the Department of Public Health to submit a one-year application for calendar year 2012 to continue to receive funding for the "Comprehensive HIV Prevention Programs" grant from the Centers for Disease Control and Prevention, requesting $8,085,000 in HIV prevention funding for San Francisco; from January 1, 2012, through December 31, 2012.

Question: Shall this Resolution be ADOPTED?

ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.

Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced for adoption without committee reference. A unanimous vote is required for adoption of these resolutions today. Any Supervisor may require any resolution to go to committee.

Questions on the For Adoption Without Committee Reference Agenda are on for adoption, or approved, as indicated.

Items 53 through 67

53. 110689 **[Committee of the Whole - Public Hearing on Special Assessment of Liens for Assessment of Cost]**
Motion directing the Board of Supervisors to hold a public hearing on August 2, 2011, at 3:00 p.m. with the Board sitting as a Committee of the Whole, to consider adopting a resolution confirming Report of Delinquent Charges for Code Enforcement cases with Delinquent Assessment of Costs, and Fees pursuant to the provisions of Section 102A.3, 102A.4, 102A.6 102A.12, 102A.16, 102A.17, 102A.18, 102A.19, 102A.20 et seq., 103A.3.3, Section 108A, Section 110A - Tables 1A-K and 1A-G, of the San Francisco Building Code, submitted by the Director of the Department of Building Inspection for Services rendered by said Department of costs thereof having accrued pursuant to code violations referenced above. (Clerk of the Board)

06/30/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

54. 110869 **[Authorizing Preparation of Proponent/Opponent Ballot Arguments and Rebuttal Ballot Arguments for Submittal to the Voters at the November 8, 2011, Consolidated General Municipal Election]**
Motion authorizing preparation of written Proponent and Opponent ballot arguments and rebuttal ballot arguments for submittal to the voters at the November 8, 2011, Consolidated General Municipal Election. (Clerk of the Board)

07/19/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

07/26/2011; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

07/26/2011; CONTINUED AS AMENDED.

Question: Shall this Motion be APPROVED?

55. 110885 [Accept and Expend Grant - Maritime CCTV System Security Improvements - $45,000]
Sponsor: Chiu
Resolution authorizing the Port of San Francisco to accept and expend a grant in the amount of $45,000 from the Department of Homeland Security, FY2008 Infrastructure Protection Program Port Security Grant Program for the deployment of CCTV/intrusion detection system for the SFPD Marine Unit, the Harbor Master's small boat berthing area, and the fueling dock, all located at Hyde Street Harbor.

07/26/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

56. 110886 [Accept and Expend Grant - Improving Blood Safety and HIV Testing - $42,580]
Sponsor: Wiener
Resolution authorizing the San Francisco Department of Public Health to retroactively accept and expend a grant in the amount of $42,580 from the Blood Systems, Inc., to participate in a program entitled "Improving Blood Safety and HIV Testing in Brazil: A Randomized Controlled Trial" for the period of April 12, 2011, through March 31, 2012.

07/26/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

57. 110887 [Accept and Expend Grant - Technical Assistance to Support President's Emergency Plan for Aid - $62,123]
Sponsor: Wiener
Resolution authorizing the San Francisco Department of Public Health to retroactively accept and expend a grant in the amount of $62,123 from the University of California San Francisco, to participate in a program entitled "Atlanta HQ UCSF Technical Assistance to Support President's Emergency Plan for Aid" for the period of April 1, 2011, through March 31, 2012.

07/26/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

58. 110888 [Accept and Expend Grant - Support for President's Emergency AIDS Plan - $72,877]
Sponsor: Wiener
Resolution authorizing the San Francisco Department of Public Health to retroactively accept and expend a grant in the amount of $72,877 from the University of California San Francisco, to participate in a program entitled "Tanzania UCSF Technical Assistance to Support the President's Emergency Plan for AIDS" for the period of April 1, 2011, through March 31, 2012.

07/26/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

59. 110890 **[Salvadoran's Day - August 6, 2011]**
Sponsor: Avalos
Resolution proclaiming August 6, 2011, as Salvadoran's Day in the City and County of San Francisco to acknowledge the Salvadorian contributions in the Bay Area.

07/26/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

60. 110891 **[Visitacion Valley Branch Library Grand Opening]**
Sponsor: Cohen
Resolution recognizing the grand opening of the new Visitacion Valley Branch Library and commending the San Francisco Public Library and its team for their hard work and commitment to San Francisco and its residents.

07/26/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

61. 110892 **[Commending VetSTRONG, the San Francisco Chapter of Returning Veterans of America, City College of San Francisco Veterans Alliance, and Our Veterans Club at San Francisco State University]**
Sponsors: Farrell; Cohen, Chu, Elsbernd, Mar, Mirkarimi and Kim
Resolution commending VetSTRONG, the San Francisco Chapter of Returning Veterans of America, City College of San Francisco Veterans Alliance, and Our Veterans Club at San Francisco State University in their work to strengthen a community amongst Post 9-11 veterans, veteran resource providers, and residents of the City and County of San Francisco.

07/26/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

62. 110894 **[Urging the Suspension of or Termination of Agreements with Immigration and Customs Enforcement on the Police/ICE Collaboration Program Known as "Secure Communities" and Supporting AB 1081]**
Sponsors: Mirkarimi; Campos, Mar and Chiu
Resolution urging Governor Jerry Brown and Attorney General Kamala Harris to join the Governors of Illinois, Massachusetts, and New York in suspending or terminating agreements with Immigration and Customs Enforcement (ICE) on the Police/ICE collaboration program known as "Secure Communities" and to support Assembly Bill 1081, the TRUST Act - state legislation that would permit localities to opt out of the program.

07/26/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

63. 110889 [Suspending Board Rule 4.29 of the Rules of Order to Schedule Public Hearing(s) on Appeal(s) at 2:30 p.m. instead of 4:00 p.m. at the September 6, 2011, Board Meeting]

Motion suspending Board Rule 4.29 of the Rules of Order of the Board of Supervisors to provide that public hearing(s) on appeal(s) shall be scheduled at 2:30 p.m. rather than 4:00 p.m., at the September 6, 2011, Board Meeting. (Clerk of the Board)

07/26/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

64. 110878 [Final Map 5580: 49-55 Columbus Avenue]

Motion approving Final Map 5580, a Three Airspace Subdivision and 21 Unit Limited Equity Housing Cooperative; located at 49-55 Columbus Avenue being a subdivision of Lot No. 12 in Assessor's Block No. 195; adopting findings pursuant to the General Plan and City Planning Code Section 101.1; and approving a Notice of Conditions of Approval related to the Final Map. (Public Works Department)

07/26/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

65. 110879 [Final Map 5570: 301-315 Moraga Street (formerly 1701-9th Avenue)]

Motion approving Final Map 5570, a 3 Lot Subdivision and 6 Residential Unit Condominium Project, located at 301-315 Moraga Street (formerly 1701-9th Avenue) being a subdivision of Lot No. 001 in Assessor's Block No. 2040; and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

07/26/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

66. 110880 [Final Map 6159: 130-23rd Avenue]

Motion approving Final Map 6159, a 6 Unit Residential Condominium Project, located at 130-23rd Avenue Street being a subdivision of Lot No. 037 in Assessor's Block No. 1382; and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

07/26/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

67. 110881 [Final Map 5209: 1301 Indiana Street and 1280 Minnesota Street]

Motion approving Final Map 5209, a Mixed-Use 32 Unit Residential and 3 Unit Commercial Condominium Project, located at 1301 Indiana Street and 1280 Minnesota Street being a subdivision of Lot No. 159 in Assessor's Block No. 4228; and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

07/26/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

68. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires eight (8) votes or a unanimous six (6) or seven (7). A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

LEGISLATION INTRODUCED AT ROLL CALL

PROPOSED ORDINANCES

Proposed ordinances received from July 19, 2011, to July 25, 2011, for reference by President to appropriate committee on August 2, 2011.

110781 **[Setting San Francisco's Property Tax Rate and Establishing Pass-Through Rate for Residential Tenants - FY2011-2012]**
Ordinance providing revenue and levying property taxes for City and County purposes and establishing pass-through rate of residential tenants pursuant to Chapter 37 of the Administrative Code for the FY ending June 30, 2012. (Controller)

07/21/2011; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

110782 **[Setting San Francisco Community College District's Property Tax Rate to be Included in the City's Overall Property Tax Rate - FY2011-2012]**
Ordinance providing revenue and levying property taxes for San Francisco Community College District purposes for the FY ending June 30, 2012. (Controller)

07/21/2011; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

110783 **[Setting San Francisco Unified School District's Property Tax Rate to be Included in the City's Overall Property Tax Rate - FY2011-2012]**
Ordinance providing revenue and levying property taxes for San Francisco Unified School District purposes for the FY ending June 30, 2012. (Controller)

07/21/2011; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

110784 **[Setting San Francisco Bay Area Rapid Transit District's Property Tax Rate to be Included in the City's Overall Property Tax Rate - FY2011-2012]**
Ordinance providing revenue and levying property taxes for San Francisco Bay Area Rapid transit District purposes for the FY ending June 30, 2012. (Controller)

07/21/2011; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

110785 **[Planning Code - Zoning - Establishing Standards for Bird-Safe Buildings]**
Ordinance amending the San Francisco Planning Code by adding Section 139 to: 1) establish standards for bird-safe buildings to help reduce injury and mortality in birds caused by certain types of new construction, replacement facades, and building features; 2) amending Section 145.1 to allow for exceptions to transparency and fenestration requirements to meet standards for bird-safe buildings; and 3) adopting findings, including environmental findings and findings of consistency with the General Plan and Planning Code Section 101.1. (Planning Commission)

07/22/2011; ASSIGNED UNDER 30 DAY RULE to the Land Use and Economic Development Committee.

110786 **[Planning Code - Eastern Neighborhoods Code Cleanup]**
Ordinance amending various sections of the San Francisco Planning Code to: 1) improve the City's ability to implement the goals, objectives, and policies of the Eastern Neighborhoods Plan; 2) make technical corrections to the Code; 3) update land use tables in the Eastern Neighborhoods; 4) clarify language for affordable housing tiers and the use of historic buildings in the UMU District; 5) clarify permitted modifications for large project authorizations in the Eastern Neighborhoods; and 6) making environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan, and the Priority Policies of Planning Code Section 101.1. (Planning Commission)

07/22/2011; ASSIGNED UNDER 30 DAY RULE to the Land Use and Economic Development Committee.

110787 **[Administrative Code - Eastern Neighborhoods Code Cleanup]**
Ordinance amending the San Francisco Administrative Code Section 10E.2 to: 1) clarify the requirements for the Controller's assessment in order to improve the City's ability to implement the goals, objectives, and policies of the Eastern Neighborhoods Plan; and 2) making environmental findings. (Planning Commission)

07/22/2011; ASSIGNED UNDER 30 DAY RULE to the Land Use and Economic Development Committee.

110788 **[Zoning Map Amendments - Eastern Neighborhoods Code Cleanup]**
Ordinance amending Sheets ZN01, ZN07, ZN08, and SU08 of the San Francisco Zoning Map to: 1) correct technical errors made in Ordinance No. 299-08; and 2) making environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. (Planning Commission)

07/22/2011; ASSIGNED UNDER 30 DAY RULE to the Land Use and Economic Development Committee.

PROPOSED RESOLUTION

Proposed resolution received from July 19, 2011, to July 25, 2011, for reference by President to appropriate committee on August 2, 2011.

110814 **[CEQA Findings - SFPUC Water System Improvement Program - Rehabilitation of the Existing San Joaquin Pipelines Project]**
Resolution adopting findings under the California Environmental Quality Act, including the adoption of a mitigation monitoring and reporting program, related to the rehabilitation of the San Joaquin Pipelines Project, Project No. CUW37302; and directing the Clerk of the Board of Supervisors to notify the Controller of this action. (Public Utilities Commission)

07/25/2011; RECEIVED AND ASSIGNED to the Land Use and Economic Development Committee.

110882 **[Petitions and Communications]**
Petitions and Communications received from July 19, 2011, through July 25, 2011, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on August 2, 2011.

Personal information that is provided in communications to the Board of Supervisors is subject to disclosure under the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information provided will not be redacted.

*From concerned citizens, submitting their position on the AT&T upgrades. 13 letters (1)

From League of Pissed Off Voters, submitting support for the appointment of Anna Conda to the Entertainment Commission. (2)

From Office of the Controller, submitting the "0.5% Sales Tax for Public Safety, Seniors, and Children" Economic Impact Report. (3)

From Office of the Mayor, submitting notice that Mayor Ed Lee will be out of state from July 22, 2011, until July 26, 2011. Supervisor Mark Farrell will serve as Acting-Mayor. Copy: Each Supervisor, City Attorney (4)

From Office of the Mayor, submitting notice that Mayor Ed Lee will be out of state from July 27, 2011, until July 31, 2011. Supervisor Carmen Chu will serve as Acting-Mayor. Copy: Each Supervisor, City Attorney (5)

*From concerned citizens, submitting support for the Commission on Animal Control and Welfare's humane pet acquisition proposal in defense of animals. 25 Letters (6)

From Aaron Goodman, submitting opposition to the proposed Parkmerced Project. (7)

From AT&T, regarding the Memorandum of Understanding for AT&T Lightspeed network upgrades. Copy: Each Supervisor (8)

From concerned citizens, submitting opposition to a Charter Amendment allowing amendments to or repeals of Initiative ordinances and declarations of policy. File No. 110401, 2 letters (9)

From Capital Planning Commission, submitting resolution making California Environmental Quality Act findings for neighborhood fire station improvements as part of the June 2010 Earthquake Safety and Emergency Response Bond Program. Copy: Each Supervisor (10)

From State Fish and Game Commission, submitting notice of proposed regulatory action relative to various issues. (11)

From Board of Supervisors, County of Inyo, submitting copy of letter sent to Governor Jerry Brown regarding Assembly Bill 109. Copy: Each Supervisor (12)

From T-Mobile, submitting notification of four cellular antennas to be installed at 333 Baker Street. Copy: Each Supervisor (13)

From Planning Department, regarding land use regulations for Medical Cannabis Dispensaries. Copy: Each Supervisor, Land Use Committee Clerk (14)

From Norman Rosenblatt, submitting support for California Pacific Medical Center's efforts to build earthquake safe hospitals at the St. Lukes campus and at Van Ness and Geary. (15)

From Californians United for a Responsible Budget, regarding Assembly Bill 109. Copy: Each Supervisor (16)

From John Barry, regarding various concerns. (17)

*From Yuba Group Against Garbage, responding to questions from the Department of the Environment about the Recology landfill agreement. (18)

*From Office of Civic Engagement and Immigrant Affairs, submitting the Language Access Ordinance 2011 Summary Compliance Report and Executive Summary. (19)

From State Fish and Game Commission, submitting notice of proposed regulatory action relative to the commercial herring fishery. (20)

From Recreation and Park Department, submitting the FY2010-2011 Fourth Quarter Lead Poisoning Prevention Report. Copy: Each Supervisor (21)

From concerned citizens, urging the Board to end the sidewalk Sit-Lie Ordinance. 8 letters (22)

From Stephen Portnoy, regarding saving the Sharp Park Wetlands. (23)

From Eileen Boken, submitting support for the Governor's actions to eliminate the Redevelopment Agency. (24)

From Aaron Goodman, regarding changing the official sidewalk width of Brotherhood Way. File No. 110623 (25)

From concerned citizen, regarding panhandlers at BART/MUNI entrances. (26)

From Yuba Group Against Garbage, regarding the potential contamination of food supply coming to San Francisco. (27)

From Portia Sinnott, submitting opposition to the Recology contract. File No. 101225 (28)

From Sheila Griffin, submitting opposition to passing on credit card fees to city cab drivers. (29)

From Clerk of the Board, the following departments have submitted their reports regarding Sole Source Contracts for FY2010-2011: (30)
Asian Art Museum
Fine Arts Museum
Department of Children, Youth & Their Families
Office of the Controller
Fire Department
Law Library
Municipal Transportation Agency
Planning Department
Department of Public Works
Sheriff's Department
War Memorial & Performing Arts Center

From Clerk of the Board, submitting the FY2010-2011 Sole Source Contracts Report. (31)

From Planning Department, submitting resolution and executive summary for the proposed project at 3151 - 3155 Scott Street. File No. 110589, Copy: Each Supervisor (32)

*(An asterisked item represents the cover sheet to a document that exceeds 25 pages.
The complete document is available at the Clerk's Office Room 244, City Hall.)

ADJOURNMENT

BOARD of SUPERVISORS

City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco 94102-4689
Tel. No. 554-5184
Fax No. 554-5163
TDD/TTY No. 554-5227

08-26-11P03:53 RCVD

NOTICE OF PUBLIC HEARING

BOARD OF SUPERVISORS OF THE CITY AND COUNTY OF SAN FRANCISCO

NOTICE IS HEREBY GIVEN THAT the Board of Supervisors of the City and County of San Francisco will hold a public hearing to consider the following proposal and said public hearing will be held as follows, at which time all interested parties may attend and be heard:

GOVERNMENT
DOCUMENTS DEPT

AUG 26 2011

SAN FRANCISCO
PUBLIC LIBRARY

Date: **Tuesday, September 6, 2011**

Time: **2:30 p.m.**

Location: **Hearing Room 416 located at City Hall, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102**

Subject: **File No. 110941. Hearing of persons interested in or objecting to the decision of the Planning Department dated July 25, 2011, Case No. 2010.1042C, that a project located at 660-670 4th Street is exempt from environmental review under Categorical Exemption, Class 3 (State CEQA Guidelines Section 15301). The proposed project involves installation of a wireless telecommunications facility consisting of ten new panel antennas and six new equipment cabinets on the rooftop of an existing mixed use building, Lot Nos. 104-160, in Assessor's Block No. 3786. (District 6) (Appellant: Jason Sanders)**

Pursuant to Government Code Section 65009, notice is hereby given, if you challenge, in court, the matter described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

In accordance with Section 67.7-1 of the San Francisco Administrative Code, persons who are unable to attend the hearing on these matters may submit written comments to the City prior to the time the hearing begins. These comments will be made a part of the official public records in these matters, and shall be brought to the attention of the Board of Supervisors. Written comments should be addressed to

Office of the Clerk of the Board and agenda information will be available for public review on September 1, 2011.

Angela Calvillo
Clerk of the Board

DATED/MAILED: August 26, 2011

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO
AGENDA

09-02-11 A08:29 RCVD

GOVERNMENT
DOCUMENTS DEPT
SEP - 2 2011
SAN FRANCISCO
PUBLIC LIBRARY

Hearing Room 416
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tuesday, September 6, 2011 - 2:00 PM

Regular Meeting

DAVID CHIU, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, CARMEN CHU, MALIA COHEN, SEAN ELSBERND, MARK FARRELL, JANE KIM, ERIC MAR, ROSS MIRKARIMI, SCOTT WIENER

Angela Calvillo, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.sfbos.org

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Kim, Chu, Mirkarimi	Wednesday 1:00 PM
City and School District Select Committee Supervisors Cohen, Avalos, Chu, Commissioners Fewer, Maufas, Norton	2nd and 4th Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors Avalos, Mar, Elsbernd	2nd and 4th Monday 10:00 AM
Government Audit and Oversight Committee Supervisors Campos, Farrell, Chiu	2nd and 4th Thursday 10:00 AM
Land Use and Economic Development Committee Supervisors Mar, Cohen, Wiener	Monday 1:00 PM
Public Safety Committee Supervisors Mirkarimi, Cohen, Campos	1st and 3rd Thursday 10:30 AM
Rules Committee Supervisors Kim, Elsbernd, Farrell	1st and 3rd Thursday 1:30 PM

First-named Supervisor is Chair, Second-named Supervisor is Vice-Chair of the Committee.

Meeting Procedures

Board procedures do not permit: 1) persons in the audience at a Board meeting to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers, and similar sound-producing electronic devices; 3) bringing in or displaying signs in the meeting room; 4) standing in the meeting room. The public is encouraged to testify at Committee meetings and to write letters to the Clerk of a Committee or to its members: 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

LAPTOP COMPUTER FOR PRESENTATIONS: Contact City Hall Media Services at (415) 554-7490 to coordinate the use of the laptop computer for presentations. Presenters should arrive 30 minutes prior to the meeting to test their presentations on the computer.

AGENDA PACKET: Available for review in Clerk's Office, Room 244, City Hall, and on the internet at http://www.sfbos.org/meetings. Meetings are cablecast on SF Cable 26. For DVD copies and scheduling call (415) 554-4188.

LANGUAGE INTERPRETERS: Requests must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722. AVISO EN ESPAÑOL: La solicitud para un traductor debe recibirse antes de mediodía de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯 必須在會議前最少四十八小時提出要求
請電 (415) 554-7719

Disability Access

The Legislative Chamber and the Committee Room in City Hall are wheelchair accessible. Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices are available upon request at the Clerk of the Board's Office, Room 244. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the F, J, K, L, M, N, T (exit at Civic Center or Van Ness Stations). MUNI bus lines also serving the area are the 5, 6, 9, 19, 21, 47, 49, 71, and 71L. For more information about MUNI accessible services, call (415) 701-4485.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under The Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. The Sunshine Ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact by mail the Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfbos.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 252-3100; fax (415) 252-3112; web site www.sfgov.org/ethics

Agenda Item Information

Each item on the Consent or Regular agenda may include the following documents:

1) Legislation
2) Budget and Legislative Analyst report
3) Department or Agency cover letter and/or report
4) Public correspondence

These items will be available for review at 1 Dr. Carlton B. Goodlett Place, City Hall, Room 244, Reception Desk on the Friday preceding a regularly scheduled Board meeting.

ROLL CALL AND PLEDGE OF ALLEGIANCE

AGENDA CHANGES

APPROVAL OF MEETING MINUTES

Approval of the July 12, 2011, July 19, 2011, July 26, 2011, and August 2, 2011, Board Meeting Minutes.

COMMUNICATIONS

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Questions on the Consent Agenda are on final passage, first reading, adoption, or approved, as indicated.

Items 1 through 4

Recommendations of the Budget and Finance Committee

Present: Supervisors Chu, Mirkarimi, Kim

1. 110583 **[Administrative Code - Cash Difference and Overage Funds]**
Ordinance amending the San Francisco Administrative Code Section 10.82 to: 1) authorize the Controller to establish cash difference and overage funds for the use of any county officer or department head or judicial district handling judicial funds; 2) to increase, reduce, or discontinue the funds; 3) require any county officer or department head using such funds to report to the Controller; and 4) require the Controller to annually report to the Board of Supervisors regarding the cash difference and overage funds. (Treasurer-Tax Collector)

08/02/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Chu, Kim

2. 110594 [Administrative Code - Enforcement of Minimum Wage Law by the Office of Labor Standards Enforcement]
Sponsors: Campos; Mar, Avalos, Chiu, Mirkarimi and Kim
Ordinance amending the San Francisco Administrative Code Sections 12R.5, 12R.7, 12R.16, 12R.17, 12R.18, and 12R.25 to: 1) enhance the Office of Labor Standards Enforcement's enforcement of the City's Minimum Wage Ordinance by clarifying agency access to places of employment; 2) require a policy to resolve complaints or initiate enforcement actions within one year; 3), raise the penalty for employer retaliation; 4) impose a penalty for failure to post minimum wage rates; 5) provide for posting notice to employees upon commencement of an investigation and public posting of employer non-compliance, and impose penalties for violation of these posting requirements; 6) impose a penalty for failure to provide employer's name, address, and telephone number to employees; 7) allow for back wages held in escrow for an employee for three years or more to be used to enforce the Minimum Wage Ordinance or other laws enforced by the Office of Labor Standards Enforcement if the Office of Labor Standards Enforcement cannot locate the employee; 8) provide authority to immediately issue an administrative citation upon sufficient evidence of certain violations; and 9) require industry-focused outreach materials for employees.

08/02/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Rules Committee

Present: Supervisors Kim, Elsbernd

3. 110622 [Administrative Code - Allowing Paid Administrative Leave in Certain Circumstances]
Ordinance amending the San Francisco Administrative Code by adding Section 16.10 to allow the City and County of San Francisco to use time-limited paid administrative leave for its employees under certain circumstances. (Human Resources Department)

08/02/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Kim, Elsbernd, Farrell

4. 110829 [Appointment, Mental Health Board - Lena Miller]
Motion appointing Lena Miller, term ending January 31, 2013, to the Mental Health Board. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Budget and Finance Sub-Committee

Present: Supervisors Chu, Mirkarimi, Kim

5. 110503 **[Administrative Code - Regulating Overtime Available for City Employees]**
Sponsor: Chiu
Ordinance amending the San Francisco Administrative Code, Section 18.13.1 to limit the overtime worked in any fiscal year by any employee to 20% of regularly scheduled hours and to specify and modify written reports to be submitted regarding overtime information.

07/26/2011: CONTINUED ON FIRST READING.

08/02/2011: CONTINUED ON FIRST READING.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendation of the Land Use and Economic Development Committee

Present: Supervisors Mar, Cohen, Wiener

6. 110506 **[Police, Planning, and Business and Tax Regulations Codes - Limited Live Performance Permits]**
Sponsors: Mirkarimi; Wiener, Mar and Campos
Ordinance amending the San Francisco Police Code Sections 2.26, 2.27, 1060, 1060.1, 1060.1-1, 1060.7.1, 1060.9, 1060.19, 1060.20.4, 1060.24, 1060.35, 2901, 2909, and 2916; adding to the San Francisco Police Code Sections 1060.2.1, 1060.3.1, 1060.5.1, 1060.38, and 1060.38.1; amending the San Francisco Planning Code Sections 102.17, 703.2, 790.38, 803.2, 803.3, and 890.37; and amending the San Francisco Business and Tax Regulations Code Section 8 to: 1) create a Limited Live Performance Permit for indoor locales whose primary function is not presentation of live performances, said permit to include noise and hours restrictions but not necessarily security plan requirements; 2) to specify application and license fees and hearing requirements for said permit; and 3) making findings, including environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

07/26/2011; CONTINUED ON FIRST READING.

08/02/2011; AMENDED.

08/02/2011; AMENDED.

08/02/2011; AMENDED.

08/02/2011; PASSED ON FIRST READING AS AMENDED.

Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Rules Committee

Present: Supervisors Kim, Elsbernd, Farrell

7. 101574 **[Elections Code - E-mailing the Voter Information Pamphlet]**
Sponsor: Mirkarimi
Ordinance amending the San Francisco Municipal Elections Code Section 500, and adding Section 502, to require the Director of Elections to establish a process that permits voters to choose to receive the San Francisco Voter Information Pamphlet and associated materials by electronic means instead of by paper mail.

Question: Shall this Ordinance be PASSED ON FIRST READING?

8. 110806 **[Administrative Code - Deleting Outdated References to Telecommunications Commission]**
Ordinance repealing the San Francisco Administrative Code Section 11.84, thereby dissolving the Telecommunications Commission. (Clerk of the Board)

Question: Shall this Ordinance be PASSED ON FIRST READING?

9. 110809 **[Administrative Code – Dissolving Drug Abuse and City-Wide Alcoholism Advisory Boards]**
Ordinance repealing the San Francisco Administrative Code Sections 15.17 and 15.19, thereby dissolving the Drug Abuse Advisory Board and the City-Wide Alcoholism Advisory Boards, respectively. (Clerk of the Board)

Question: Shall this Ordinance be PASSED ON FIRST READING?

10. 110807 **[Dissolving Presidio Neighborhood Representative Work Group]**
Resolution repealing Resolution No. 668-01 to dissolve the "Presidio Neighborhood Representative Work Group." (Clerk of the Board)

Question: Shall this Resolution be ADOPTED?

11. 110808 **[Dissolving Mayor's Criminal Justice Council]**
Resolution repealing Resolution Nos. 89-71, 286-71, 359-71, 360-71, 608-71, 14-72, 578-72, 510-73, 934-74, 126-77, 26-78, 704-78, 412-82, 349-89, and 414-89, to dissolve the "Mayor's Criminal Justice Council." (Clerk of the Board)

Question: Shall this Resolution be ADOPTED?

12. 110810 **[Dissolving Children's Collaborative Task Force]**
Resolution repealing Resolution No. 358-07 to dissolve the "Children's Collaborative Task Force." (Clerk of the Board)

Question: Shall this Resolution be ADOPTED?

13. 110811 **[Dissolving Arts Task Force]**
Resolution repealing Resolution Nos. 781-04, 316-05, 402-05, 802-05, and 77-06, to dissolve the "Arts Task Force." (Clerk of the Board)

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 2:30 P.M.

(Please note time change for Special Orders pursuant to Board Rule 4.29 and File No. 110889, approved August 2, 2011.)

APPEAL PROCEDURES
Board Rule 4.29 provides that public hearings on appeals shall be scheduled for 4pm. If more than one public hearing is scheduled, then the Clerk, in consultation with the President, may determine the order in which the appeals will be scheduled. Second and later appeals may be scheduled at specified times later than 4 pm. An appeal shall not be heard prior to its scheduled time on the calendar, and it may not be called until the Board's consideration of appeals scheduled earlier on the calendar is completed. It is the policy of the Clerk of the Board to schedule multiple appeals in the following order at 4pm:

1. *Appeals where all parties have agreed to request a continuance or a tabling of the appeal.*
2. *Continued appeals from previous Board meetings (continued appeals will be listed in order of those closest to deadlines for Board decision).*
3. *Appeals appearing on the calendar for the first time, in chronological order of receipt by the Clerk.*
4. *Multiple appeals appearing on the calendar may be staggered at times specific, beginning at 4pm.*
5. *Appeals involving participants who have ADA considerations may be set for specific times beginning at 4pm.*

14. 110825 [Public Hearing - Appeal of Determination of Exemption from Environmental Review - 70 Gold Mine Drive]
Hearing of persons interested in or objecting to the decision of the Planning Department dated March 12, 2009, Case No. 2008.1218E, that a project located at 70 Gold Mine Drive is exempt from environmental review under Categorical Exemption, Class 1 (State CEQA Guidelines Section 15301). The proposed project involves demolition of an existing single-family residential building and construction of three residential units, Lot No. 033, in Assessor's Block No. 7520. (District 8) (Appellant: George Tsang)

(Filed July 21, 2011; Companion Measure to File Nos. 110826, 110827 and 110828.)

Question: Shall this Hearing be HEARD AT PUBLIC HEARING?

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the Categorical Exemption from Environmental Review described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be approved.)

15. 110826 [Affirming the Exemption Determination - 70 Gold Mine Drive]
Motion affirming the determination by the Planning Department that a project located at 70 Gold Mine Drive is exempt from environmental review.

Question: Shall this Motion be APPROVED?

16. 110827 [Reversing the Exemption Determination - 70 Gold Mine Drive]
Motion reversing the determination by the Planning Department that the 70 Gold Mine Drive project is exempt from environmental review.

Question: Shall this Motion be APPROVED?

17. 110828 **[Preparation of Findings to Reverse the Exemption Determination - 70 Gold Mine Drive]**
Motion directing the Clerk of the Board to prepare findings reversing the exemption determination by the Planning Department that a project located at 70 Gold Mine Drive is exempt from environmental review.

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 2:30 P.M.

18. 110835 **[Public Hearing - Appeal of Tentative Parcel Map - 1171 Sansome Street]**
Hearing of persons interested in or objecting to the decision of the Department of Public Works dated June 30, 2011, approving a Tentative Parcel Map for a 2-lot subdivision located at 1171 Sansome Street, Assessor's Block No. 0113, Lot No. 040. (District 3) (Appellants: John M. Sanger, Catherine Sanger, David Davies, and Jack Weeden). (Clerk of the Board)

(Filed July 11, 2011; Companion Measure to File Nos. 110836, 110837, and 110838.)

08/02/2011; CONTINUED.

Question: Shall this Hearing be HEARD AT PUBLIC HEARING?

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the Tentative Parcel Map described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be approved.)

19. 110836 **[Approving Decision of the Department of Public Works and Approving the Tentative Parcel Map - 1171 Sansome Street]**
Motion finding the Tentative Parcel Map for a 2-lot subdivision located at 1171 Sansome Street, Assessor's Block No. 0113, Lot No. 040, consistent with the City's General Plan and eight priority policies of Planning Code Section 101.1; approving the decision of the Department of Public Works; and approving the Tentative Parcel Map. (Clerk of the Board)

08/02/2011; CONTINUED.

Question: Shall this Motion be APPROVED?

20. 110837 **[Disapproving Decision of the Department of Public Works and Disapproving the Tentative Parcel Map - 1171 Sansome Street]**
Motion finding the Tentative Parcel Map for a 2-lot subdivision located at 1171 Sansome Street, Assessor's Block No. 0113, Lot No. 040, consistent with the City's General Plan and eight priority policies of Planning Code Section 101.1; disapproving the decision of the Department of Public Works; and disapproving the Tentative Parcel Map. (Clerk of the Board)

08/02/2011; CONTINUED.

Question: Shall this Motion be APPROVED?

21. 110838 [Preparation of Findings Related to the Tentative Parcel Map Disapproval - 1171 Sansome Street]
Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision to disapprove the Tentative Parcel Map for a 2-lot subdivision located at 1171 Sansome Street, Assessor's Block No. 0113, Lot No. 040. (Clerk of the Board)

08/02/2011; CONTINUED.

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 2:30 P.M.

22. 110831 [Public Hearing - Appeal of Tentative Parcel Map - 1621 Montgomery Street]
Hearing of persons interested in or objecting to the decision of the Department of Public Works dated July 6, 2011, approving a Tentative Parcel Map for a 4-unit commercial condominium subdivision located at 1621 Montgomery Street, Assessor's Block No. 0060, Lot No. 0310. (District 3) (Appellant: Sandra M. Bonato on behalf of the Lombard Plaza Owners Association). (Clerk of the Board)

(Filed July 15, 2011; Companion Measure to File Nos. 110832, 110833, and 110834.)

08/02/2011; CONTINUED.

Question: Shall this Hearing be HEARD AT PUBLIC HEARING?

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the Tentative Parcel Map described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be approved.)

23. 110832 [Approving Decision of the Department of Public Works and Approving the Tentative Parcel Map - 1621 Montgomery Street]
Motion finding the Tentative Parcel Map for a 4-unit commercial condominium subdivision located at 1621 Montgomery Street, Assessor's Block No. 0060, Lot No. 0310, consistent with the City's General Plan and eight priority policies of Planning Code Section 101.1; approving the decision of the Department of Public Works; and approving the Tentative Parcel Map.

08/02/2011; CONTINUED.

Question: Shall this Motion be APPROVED?

24. 110833 **[Disapproving Decision of the Department of Public Works and Disapproving the Tentative Parcel Map - 1621 Montgomery Street]**
Motion finding the Tentative Parcel Map for a 4-unit commercial condominium subdivision located at 1621 Montgomery Street, Assessor's Block No. 0060, Lot No. 0310, consistent with the City's General Plan and eight priority policies of Planning Code Section 101.1; disapproving the decision of the Department of Public Works; and disapproving the Tentative Parcel Map. (Clerk of the Board)

08/02/2011, CONTINUED.

Question: Shall this Motion be APPROVED?

25. 110834 **[Preparation of Findings Related to the Tentative Parcel Map Disapproval - 1621 Montgomery Street]**
Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision to disapprove the Tentative Parcel Map for a 4-unit commercial condominium subdivision at 1621 Montgomery Street, Assessor's Block No. 0060, Lot No. 0310.

08/02/2011; CONTINUED.

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 2:30 P.M.

26. 110840 **[Public Hearing - Appeal of Tentative Parcel Map - 8 Napier Lane/222-222A Filbert Street]**
Hearing of persons interested in or objecting to the decision of the Department of Public Works dated July 14, 2011, approving a Tentative Parcel Map for a 3-unit condominium conversion located at 8 Napier Lane/222-222A Filbert Street, Assessor's Block No. 0085, Lot No. 007. (District 3) (Appellant: Terence Keene) (Clerk of the Board)

(Filed July 25, 2011; Companion Measure to File Nos. 110841, 110842, and 110843.)

Question: Shall this Hearing be HEARD AT PUBLIC HEARING?

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the Tentative Parcel Map described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

<u>(Only one of the following two motions should be approved.)</u>

27. 110841 **[Approving Decision of the Department of Public Works and Approving the Tentative Parcel Map - 8 Napier Lane/222-222A Filbert Street]**
Motion finding the Tentative Parcel Map for a 3-unit condominium conversion subdivision located at 8 Napier Lane/222-222A Filbert Street, Assessor's Block No. 0085, Lot No. 007, consistent with the City's General Plan and eight priority policies of Planning Code Section 101.1; approving the decision of the Department of Public Works; and approving the Tentative Parcel Map. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

28. 110842 [Disapproving Decision of the Department of Public Works and Disapproving the Tentative Parcel Map - 8 Napier Lane/222-222A Filbert Street]
Motion finding the Tentative Parcel Map for a 3-unit condominium conversion subdivision located at 8 Napier Lane/222-222A Filbert Street, Assessor's Block No. 0085, Lot No. 007, consistent with the City's General Plan and eight priority policies of Planning Code Section 101.1; disapproving the decision of the Department of Public Works; and disapproving the Tentative Parcel Map. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

29. 110843 [Preparation of Findings Related to the Tentative Parcel Map Disapproval - 8 Napier Lane/222-222A Filbert Street]
Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision to disapprove the Tentative Parcel Map for a 3-unit condominium conversion subdivision located at 8 Napier Lane/222-222A Filbert Street, Assessor's Block No. 0085, Lot No. 007. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 2:30 P.M.

30. 110941 [Public Hearing - Appeal of Determination of Exemption from Environmental Review - 660-670 4th Street]
Hearing of persons interested in or objecting to the decision of the Planning Department dated July 7, 2011, Case No. 2010.1042C, that a project located at 660-670 4th Street is exempt from environmental review under Categorical Exemption, Class 3 (State CEQA Guidelines Section 15301). The proposed project involves installation of a wireless telecommunications facility consisting of ten new panel antennas and six new equipment cabinets on the rooftop of an existing mixed use building, Lot Nos. 104-160, in Assessor's Block No. 3786. (District 6) (Appellant: Jason Sanders)

(Filed July 25, 2011; Companion Measure to File Nos. 110942, 110943 and 110944.)

Question: Shall this Hearing be HEARD AT PUBLIC HEARING?

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the Categorical Exemption from Environmental Review described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be approved.)

31. 110942 [Affirming the Exemption Determination - 660-670 4th Street]
Motion affirming the determination by the Planning Department that the project located at 660-670 4th Street is exempt from environmental review.

Question: Shall this Motion be APPROVED?

32. 110943 **[Reversing the Exemption Determination - 660-670 4th Street]**
Motion reversing the determination by the Planning Department that the 660-670 4th Street project is exempt from environmental review.

Question: Shall this Motion be APPROVED?

33. 110944 **[Preparation of Findings to Reverse the Exemption Determination - 660-670 4th Street]**
Motion directing the Clerk of the Board to prepare findings reversing the exemption determination by the Planning Department that the project located at 660-670 4th Street is exempt from environmental review.

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 3:00 P.M.

(Pursuant to File No. 110855, approved on August 2, 2011.)

Board of Supervisors Sitting as a Committee of the Whole

34. 110856 **[Hearing - Street Vacation Order and Jurisdictional Transfer - Mandan Avenue and a Portion of Cayuga Avenue]**
Hearing of persons interested in or objecting to the proposed Ordinance: 1) ordering the vacation of an approximately 8,490 square foot portion of public right-of-way located on Cayuga Avenue, west of Naglee Avenue; 2) approving the jurisdictional transfer of such portion of public right-of-way from the Department of Public Works to the Recreation and Park Department; 3) approving the jurisdictional transfer of Mandan Avenue and portion of Cayuga Avenue, previously vacated by Board of Supervisors Resolution No. 5468, from the Department of Public Works to the Recreation and Park Department; 4) adopting environmental findings and findings that the actions contemplated herein are consistent with the City's General Plan and Planning Code Section 101.1; and 5) authorizing official acts in connection with this Ordinance. (Clerk of the Board)

Question: Shall this Hearing be HEARD AT PUBLIC HEARING?

Committee of the Whole Adjourn and Report

From the Land Use and Economic Development Committee Without Recommendation

Present: Supervisors Mar, Cohen, Wiener

35. 110857 [Street Vacation Order and Jurisdictional Transfer - Mandan Avenue and a Portion of Cayuga Avenue]
Sponsors: Mayor; Avalos
Ordinance: 1) ordering the vacation of an approximately 8,490 square foot portion of public right-of-way located on Cayuga Avenue, west of Naglee Avenue; 2) approving the jurisdictional transfer of such portion of public right-of-way from the Department of Public Works to the Recreation and Park Department; 3) approving the jurisdictional transfer of Mandan Avenue and portion of Cayuga Avenue, previously vacated by Board of Supervisors Resolution No. 5468, from the Department of Public Works to the Recreation and Park Department; 4) adopting environmental findings and findings that the actions contemplated herein are consistent with the City's General Plan and Planning Code Section 101.1; and 5) authorizing official acts in connection with this Ordinance.

Question: Shall this Ordinance be PASSED ON FIRST READING?

SPECIAL ORDER 3:30 P.M. - Recognition of Commendations

ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.

Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced for adoption without committee reference. A unanimous vote is required for adoption of these resolutions today. Any Supervisor may require any resolution to go to committee

Questions on the For Adoption Without Committee Reference Agenda are on for adoption, or approved, as indicated.

Items 36 through 40

36. 110894 **[Urging the Suspension of or Termination of Agreements with Immigration and Customs Enforcement on the Police/ICE Collaboration Program Known as "Secure Communities" and Supporting AB 1081]**
Sponsors: Mirkarimi; Campos, Mar, Chiu and Avalos
Resolution urging Governor Jerry Brown and Attorney General Kamala Harris to join the Governors of Illinois, Massachusetts, and New York in suspending or terminating agreements with Immigration and Customs Enforcement (ICE) on the Police/ICE collaboration program known as "Seoure Communities" and to support Assembly Bill 1081, the TRUST Act - state legislation that would permit localities to opt out of the program.

07/26/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

08/02/2011; CONTINUED.

Question: Shall this Resolution be ADOPTED?

37. 110893 **[KALW Day - September 8, 2011]**
Sponsor: Mar
Resolution honoring KALW and proclaiming September 8, 2011, as "KALW Day" in the City and County of San Francisco.

07/26/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

38. 110922 **[Lost Landmark Plaques for Uptown Tenderloin Historic District]**
Sponsor: Kim
Resolution authorizing the placement of sidewalk plaques in front of nine locations in the Tenderloin neighborhood in accordance with Public Works Code Sections 789 et seq., the Commemorative Street Plaque Ordinance.

08/02/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

39. 110923 [Accept and Expend Grant - National Night Out - $3,000]
Sponsor: Mayor
Resolution authorizing the San Francisco Police Department to retroactively accept and expend a grant from the Target Corporation in the amount of $3,000 to purchase supplies and handouts for National Night Out community events on August 2, 2011.

08/02/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

40. 110925 [Approval of a 30 Day Extension for Planning Commission Review]
Sponsor: Mirkarimi
Resolution extending by 30 days the prescribed time within which the Planning Commission may render its decision on a proposed Ordinance that would amend Sections 710, 730, 733A, 733A.1, 790.90, 790.91, and 790.102 of the Planning Code to: 1) increase the maximum use size for Small Self-Service Restaurants in Neighborhood Commercial Districts to that of the non-residential use size limit for the district and eliminate the limit on the number of seats; 2) increase the minimum size for Large Self-Service Restaurants in Neighborhood Commercial Districts to that of the non-residential use size limit for the district; 3) principally permit Small Self-Service Restaurants and Video Stores in Neighborhood Commercial Cluster (NC-1) and Neighborhood Commercial Transit Cluster (NCT-1) Districts; 4) conditionally permit Large Self- Service Restaurants in the Inner Sunset Neighborhood Commercial District; 5) require that mechanical noise and vibration from Self-Service Restaurants be confined to the premises; 6) remove the prohibition of on-site food preparation and cooking and reheating equipment in Retail Coffee Stores; and 7) making environmental findings and findings of consistence with the General Plan and priority policies of Planning Code Section 101.1.

08/02/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

41. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires eight (8) votes or a unanimous six (6) or seven (7). A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

LEGISLATION INTRODUCED AT ROLL CALL

PROPOSED ORDINANCES

Proposed ordinances received from July 26, 2011, to August 29, 2011, for reference by President to appropriate committee on September 6, 2011.

110139 **[Settlement of Lawsuit - Loren Miller Homes - $317,500]**
Ordinance authorizing settlement of the lawsuit filed by Loren Miller Homes, a California corporation, against the City and County of San Francisco for $317,500; the lawsuit was filed on July 22, 2010, in San Francisco Superior Court, Case No. CGC-10-501831; entitled Loren Miller Homes v. City and County of San Francisco, et al. (City Attorney)

07/25/2011; RECEIVED AND ASSIGNED to the Rules Committee.

110903 **[Administrative Code - Nonprofit Annual Income Statement]**
Ordinance amending the San Francisco Administrative Code Section 10.1 to allow Nonprofits receiving City funding to provide and update information directly to City Departments as an alternative to filing annual income statements with the City Administrator. (City Administrator)

08/11/2011; ASSIGNED UNDER 30 DAY RULE to the Budget and Finance Committee.

110904 **[Administrative Code - References to the Bureaus of Architecture, Engineering, and Construction Management]**
Ordinance amending the San Francisco Administrative Code Section 2A.190 to deem each reference to the "Bureau of Architecture," "Bureau of Engineering," and "Bureau of Construction Management" in the San Francisco Municipal Code to be a reference to the "Department of Public Works." (Public Works Department)

08/12/2011; ASSIGNED UNDER 30 DAY RULE to the Rules Committee.

110954 **[Settlement of Lawsuit - Julio Calero - $75,000]**
Ordinance authorizing settlement of the lawsuits filed by Julio Calero against the City and County of San Francisco for $75,000; the lawsuits were filed on September 18, 2009, and March 19, 2010, in San Francisco Superior Court, Case Nos. CGC-08-479969 and CGC-10-497921; entitled Julio Calero, et al. v. City and County of San Francisco, et al. and Julio Calero, et al. v. Colin Construction Company, et al. (City Attorney)

08/19/2011; RECEIVED AND ASSIGNED to the Rules Committee.

110955 **[Settlement of Lawsuits - Mitchell Engineering; Authorization of Bonds and Appropriation of Funds - Not to Exceed $15,750,000]**
Ordinance: 1) authorizing settlement of all claims arising out of nine lawsuits involving Mitchell Engineering and the City and County of San Francisco; 2) declaring the intent of the San Francisco Public Utilities Commission to reimburse certain expenditures for settlement costs from proceeds of future bonded indebtedness for purposes of complying with Section 147(f) of the Internal Revenue Code of 1986, as amended; 3) authorizing the issuance of Settlement Bonds in connection therewith, as well as the associated financing cost to issue; 4) appropriating $15,750,000, including insurance proceeds in the total amount of $750,000, project construction funds in the total amount of $920,207, and proceeds of Settlement Bonds in the amount of $14,079,793; and 5) authorizing the use of substitute fund balance as a source in lieu of Settlement Bonds if available.

08/26/2011; RECEIVED AND ASSIGNED to the Rules Committee.

PROPOSED RESOLUTIONS

Proposed resolutions received from July 26, 2011, to August 29, 2011, for reference by President to appropriate committee on September 6, 2011.

110933 **[Contract Amendment - Western States Oil - Not to Exceed $75,580,000]**
Resolution approving the Fifth Amendment to the Agreement between the City and Western States Oil increasing the total not-to-exceed amount of the contract from $50,500,000 to $75,580,000 pursuant to Charter Section 9.118(b). (Office of Contract Administration)

08/22/2011; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

110956 **[Settlement of Claim - Ernst & Young, LLP - $158,646.36]**
Resolution approving the settlement of the unlitigated claim filed by Ernst & Young, LLP, against the City and County of San Francisco for refund of payroll taxes for the 2009 tax year in the amount of $158,646.36; claim was filed on February 25, 2011. (City Attorney)

08/19/2011; RECEIVED AND ASSIGNED to the Rules Committee.

110949 **[Petitions and Communications]**

Petitions and Communications received from July 26, 2011, through August 29, 2011, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on September 6, 2011.

Personal information that is provided in communications to the Board of Supervisors is subject to disclosure under the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information provided will not be redacted.

*From concerned citizens, regarding saving the Sharp Park Wetlands. 30 letters (1)

*From concerned citizens, submitting support for the Commission on Animal Control and Welfare's humane pet acquisition proposal in defense of animals. 80 letters (2)

From concerned citizens, urging the Board to end the sidewalk Sit-Lie Ordinance. 18 letters (3)

From Mary Miles, regarding proposed changes to the War Memorial Building. File No. 110750 (4)

From Peter Warfield, regarding the FY2011-2012 Public Library budget. (5)

From Office of the Clerk of the Board, submitting notice that the Office of the Clerk of the Board did not receive any Watch Law requests during FY2010-2011. Copy: Each Supervisor (6)

From Department of Elections, submitting copy of letter sent to the proponent of the "Parkmerced Special Use District" Initiative Petition, certifying that the petition contained an insufficient number of valid signatures to qualify for the November 8, 2011 Municipal Election. File No. 110301, Copy: Each Supervisor, Each Legislative Aide (7)

From Clerk of the Board, the following individuals have submitted a Form 700 Statement: (8)
Joseph Smooke, Legislative Aide - Leaving
Nickolas Pagoulators, Legislative Aide - Assuming
Andrea Bruss, Legislative Aide - Assuming

From Department of Public Works, submitting the FY2010-2011 Adopt-A-Tree Annual Report. Copy: Each Supervisor (9)

From Office of the Controller, submitting the Fox Rent-A-Car Audit Report for the period covering January 1, 2007 through December 31, 2009. (10)

From Department of Public Health, submitting the Laguna Honda Hospital and Rehabilitation Center's Compliance Quarterly Report, regarding the reversal of the admission policy priorities that took place February 22, 2005. Copy: Each Supervisor, GAO Committee Clerk (11)

From Department of Elections, submitting notice that beginning August 1, 2011,the Ballot Simplification Committee will conduct public meetings to prepare an impartial summary for each local ballot measure for publication in the San Francisco Voter Information Pamphlet for the upcoming November 8, 2011, Municipal Election. Copy: Each Supervisor (12)

From Department of Elections, regarding the disclaimer requirements for local ballot measures for the upcoming November 8, 2011, Municipal Election. Copy: Each Supervisor (13)

From T Mobile, submitting notification of three cellular antennas to be installed at 3000 Moraga Street. (14)

From Brigit Barnes & Associates, Inc., responding to frequently asked questions about the Ostrom Road Landfill Agreement. (15)

From Municipal Transportation Agency (MTA), submitting report summarizing the space that will be vacated and released by MTA, when the Transit Management Center opens in mid FY2012-2013. File No. 110538, Copy: Each Supervisor, Budget and Finance Committee Clerk (16)

From concerned citizens, regarding proposed legislation that creates a Limited Live Performance Permit for indoor locales whose primary function is not presentation of live performances, said permit to include noise and hours restrictions but not necessarily security plan requirements. File No. 110506, 14 letters (17)

From Department of the Environment, submitting resolution regarding the Department of Public Works Tree Transfer Maintenance Plan. (18)

From State Department of Social Services, regarding funding county fraud prevention proposals related to the FY2011-2012 In-Home Supportive Services Program. Copy: Each Supervisor (19)

From Sanger & Olson Law Corporation, submitting request for continuance of appeal for property located at 1171 Sansome Street. File No. 110835, Copy: Each Supervisor (20)

From Recreation and Park Department/Public Utilities Commission, regarding the long-term plans for Camp Mather. (21)

From Human Services Agency, submitting the FY2010-2011 Fourth Quarter Human Services Care Fund Report. Copy: Each Supervisor (22)

From Department of Public Works, submitting the FY2010-2011 Fourth Quarter Adopt-A-Tree Account Report. Copy: Each Supervisor (23)

From State Fish and Game Commission, submitting notice of proposed changes in regulations relating to the acceptable forms of identification: wildlife area passes and annual fee adjustments for sport and commercial fishing. Copy: Each Supervisor (24)

From State Public Utilities Commission, submitting notice that PG&E has filed an application to recover the costs associated with the agreement with Lawrence Livermore National Laboratory for 21st Century Energy. Copy: Each Supervisor (25)

From Linda Chapman, regarding the liquor license transfer for property located at 1423 Polk Street. File No. 110544 (26)

From Third and Le Conte Associates, regarding the1075 Le Conte Street proposed affordable housing project. (27)

From John Sanger, regarding appeal of a Tentative Parcel Map for property located at 1171 Sansome Street. File No. 110835 (28)

From Tom Alderman, regarding bicyclists on the pedestrian sidewalks in the Broadway tunnel. Copy: Each Supervisor (29)

From Supervisors Kim, Mar and Mirkarimi, submitting letter withdrawing their support for the previously submitted "Fair Shelter" Initiative Measure for the November 8, 2011, Municipal Election. File No. 110776, Copy: Each Supervisor (30)

From Supervisors Avalos, Campos, Mar and Mirkarimi, submitting letter withdrawing their support for the previously submitted "Parks for the Public" Initiative Measure currently scheduled for the November 8, 2011, Municipal Election. File No. 110775, Copy: Each Supervisor (31)

From Supervisors Avalos, Campos, Kim and Mar, submitting letter withdrawing their support for the previously submitted "Anti-Demolition" Initiative Measure currently scheduled for the November 8, 2011, Municipal Election. File No. 110777, Copy: Each Supervisor (32)

From concerned citizens, submitting opposition to the landfill agreement with Recology. File No. 101225, Copy: Each Supervisor, 2 letters (33)

From Lee Mentley, regarding elected officials in Washington D.C. (34)

From League of Pissed Off Voters, submitting support for the Health Care Security Ordinance amendment. (35)

From concerned citizens, submitting support for eliminating the $2,000,000 in service fees charged to City College. 3 Letters (36)

From James Ludwig, submitting opposition to the Oak and Fell Streets proposed bike lane expansion. Copy: Each Supervisor (37)

From Neil Signo, regarding swimming pool safety. (38)

From Neil Signo, requesting the term "equivalent experience" is removed from City and County emergency services job announcements. (39)

From Eileen Boken, submitting opposition to proposed legislation that extends time to consider continuing redevelopment activities. File No. 110863 (40)

From concerned citizens, submitting support for the formation of the West Portal Community Benefit District. File No. 110772, 4 letters (41)

From Public Utilities Commission, submitting request for waiver of Administrative Code Chapter 12B to purchase gas through a government bulk purchasing agreement with the State Department of General Services. (42)

From Rita O'Flynn, regarding the Tenderloin Housing Clinic. (43)

From David Tornheim, urging the Board to request the Planning Department to discontinue the practice of preferential application of the Formula Retail Law that improperly favors bank chains. (44)

From Aaron Goodman, regarding the Parkmerced Project. (45)

From Lee Goodin, urging the City to require all bicycle riders over the age of 12 to pass a written test similar to that for motor vehicle drivers. (46)

From Ethics Commission, regarding funds in the Election Campaign Fund. Copy: Each Supervisor (47)

From Police Department, submitting request for waiver of Administrative Code Chapter 12B for law enforcement training courses at the Embassy Suites Hotel. (48)

From Office of the Controller, submitting the City's Commercial Paper Program Status Report. (49)

From Office of the Mayor, submitting the following appointments. Copy: Rules Committee Clerk (50)
Human Rights Commission
Michael Pappas, term ending September 2, 2012
Sheryl Evans Davis, term ending August 14, 2014
Residential Rent Stabilization and Arbitration Board
Shoba Dandillaya, term ending October 1, 2011

From Clerk of the Board, submitting copy of memorandum sent to the Board of Supervisors regarding the following appointments by the Mayor: (51)
Human Rights Commission
Michael Pappas, term ending September 2, 2012
Sheryl Evans Davis, term ending August 14, 2014
Residential Rent Stabilization and Arbitration Board
Shoba Dandillaya, term ending October 1, 2011

From Office of the Controller, submitting an amendment to the Memorandum of Understanding with the Police Municipal Executives Association. File No. 110852, Copy: GAO Committee Clerk (52)

From Office of the Controller, submitting an amendment to the Memorandum of Understanding with the Fire Municipal Executives Association. File No. 110850, Copy: GAO Committee Clerk (53)

From Office of the Controller, submitting an amendment to the Memorandum of Understanding with the Firefighters Union Locals 798 and 799. File Nos. 110847, 110848, Copy: GAO Committee Clerk (54)

From Office of the Controller, submitting an amendment to the Memorandum of Understanding with the Police Officers Association. File Nos. 110849 and 110851, Copy: GAO Committee Clerk (55)

From Department of Public Health, submitting request for waiver of Administrative Code Chapter 12B for Sanofi Pasteur, Inc. (56)

From Patrick Monette-Shaw, regarding the Laguna Honda Hospital's gift fund. (57)

From Emil Lawrence, submitting his manifesto of San Francisco politics. (58)

From Department of Elections, submitting a follow-up notice that August 18, 2011, is the deadline for disclaimer requirements for local ballot measures. Copy: Each Supervisor (59)

From Mary De Voe, regarding abortion and pregnancy clinics. (60)

From Bridge Housing and Community Housing Partnership, regarding filing an application for State Multifamily Housing Program funds, in the amount $10,000,000, for the Rene Cazenave Apartments. Copy: Each Supervisor (61)

From Film Commission, submitting the FY2010-2011 Annual Report. Copy: Each Supervisor (62)

From various City Departments, confirming that the funding provided in the budget for FY2011-2012 as adopted by the Board of Supervisors is adequate for their department to meet service levels as proposed to the Board. (63)
Airport
Asian Art Museum
Office of the Assessor-Recorder
Board of Appeals

Department of Building Inspection
Office of the City Administrator
Children and Families Commission
Civil Service Commission
Office of the Controller
Office of the District Attorney
Department of Elections
Department of Emergency Management
Employees' Retirement System
Health Service System
Juvenile Probation Department
Law Library
Mayor's Office of Housing
Municipal Transportation Agency
Planning Department
Office of the Mayor
Port
Public Defender
Department of Public Health
Public Library
Department of Public Works
Recreation and Park Department
Residential Rent Stabilization and Arbitration Board
Department of Technology
Office of the Treasurer & Tax Collector
War Memorial and Performing Arts Center

From Office of the Sheriff, confirming that the funding provided in the budget for FY2011-2012 as adopted by the Board of Supervisors is adequate for their department to meet service levels as proposed to the Board with two exceptions: 1) an increase in jail population beyond projections due to State realignment as well as increased local bookings and other factors; and 2) possible reductions of two state grants, the Standards and Training for Corrections grant and the Peace Officer Standards and Training grant. (64)

From Department of Children, Youth and Their Families, confirming that the funding provided in the budget for FY2011-2012 as adopted by the Board of Supervisors is adequate for their department to meet service levels as proposed to the Board which, includes $2.6 million in unappropriated Children's Fund revenue and anticipates requesting $1.9 million to fund Early Childcare State cuts to minimize the loss of child care slots. (65)

From Department of Human Resources, submitting request for waiver of Administrative Code Chapters 12B and 12C for the Q-60 Police Lieutenants written examination at the South San Francisco Conference Center on November 8, 2011. (66)

From Abdalla Megahed, regarding the homeless in San Francisco. (67)

From Abdalla Megahed, regarding this summer's Women's World Cup at Civic Center. (68)

From concerned citizens, regarding Mayor Ed Lee's decision to run for Mayor. Copy: Each Supervisor, 2 letters (69)

*From Office of Citizen Complaints, submitting the 2011 Second Quarter Statistical Report. Copy: Each Supervisor (70)

*From Southeast Community Facility Commission, submitting the FY2010-2011 Annual Report and the Statement of Purpose Report. Copy: Each Supervisor (71)

From Office of the Treasurer/Tax Collector, submitting the Cash Shortage and Overage Fund Balance Report for the period of May 1, 2011, through July 31, 2011. Copy: Each Supervisor (72)

From Office of the Mayor, submitting the following appointments. Copy: Rules Committee Clerk (73)
Residential Rent Stabilization and Arbitration Board
Dave Crow, term ending June 5, 2015;
Entertainment Commission
Audrey Joseph, term ending July 1, 2015
Eric Tao, term ending July 1, 2015

From Clerk of the Board, submitting copy of memorandum sent to the Board of Supervisors regarding the following appointments by the Mayor: (74)
Residential Rent Stabilization and Arbitration Board
Dave Crow, term ending June 5, 2015;
Entertainment Commission
Audrey Joseph, term ending July 1, 2015
Eric Tao, term ending July 1, 2015

From Office of the Controller, submitting the June 2011 Government Barometer Report. (75)

From Civil Service Commission, submitting response to the 2010-2011 Civil Grand Jury Report, "Hiring Practices of the City and County of San Francisco." File No. 110790, Copy: GAO Committee Clerk (76)

From Film Commission, submitting the FY2010-2011 Annual Report. Copy: Each Supervisor (77)

From Department of Public Works, submitting report on the use of funds appropriated from the Local Streets and Road Improvements, Congestion Relief, and Traffic Safety Account of 2006. (78)

From concerned citizens, concerning MUNI and the Central Subway Project. 4 letters (79)

From State Senator Mark Leno, thanking the Board for supporting Assembly Bill 889. File No. 110411, Copy: Each Supervisor (80)

*From Port, submitting request for release of reserved funds for the Pier 27 Mixed Use Cruise Terminal Project. Copy: Budget and Finance Committee Clerk (81)

From Port, submitting the FY2010-2011 Contracting Activity Annual Report. Copy: Each Supervisor (82)

From Office of the Controller, submitting the Imperial Parking Audit Report for the period covering January 1, 2008, through December 31, 2010. (83)

From Office of the Controller, submitting the June 2011 Economic Barometer Report. (84)

From Airport, submitting the Capital Improvement Project Expenditures Report for the three-year period beginning FY2008-2009 and ending FY2010-2011. Copy: Each Supervisor (85)

From Office of the Mayor, submitting response to the 2010-2011 Civil Grand Jury Report, "Hiring Practices of the City and County of San Francisco." File No. 110790, Copy: GAO Committee Clerk (86)

From Office of the Mayor, submitting response to the 2010-2011 Civil Grand Jury Report, "San Francisco's Ethics Commission: The Sleeping Watchdog." File No. 110792, Copy: GAO Committee Clerk (87)

From Office of the Mayor, Office of Economic and Workforce Development, Department of Public Health, Office of Labor Standards Enforcement and the Redevelopment Agency, jointly submitting a response to the 2010-2011 Civil Grand Jury Report, "Hunters Point Shipyard: A Shifting Landscape." File No. 110796, Copy: GAO Committee Clerk (88)

From concerned citizens, regarding BARTs decision to temporarily cut wireless service in select BART stations on August 11, 2011 in light of a protest. 3 letters (89)

From Law Offices of Stephen Williams, submitting notice of intent to commence an action for Writ of Mandate to review, overturn, set aside, void and annul the Determination of Categorical Exemption from Environmental Review and associated decisions regarding project at 795 Foerster Street and 203, 207 and 213 Los Palmos Drive. File No. 110041, Copy: Each Supervisor, City Attorney (90

From Law Offices of Kathryn Devincenzi, submitting notice that a lawsuit has been filed in San Francisco Superior Court concerning the City's failure to comply with the requirements of the California Environmental Quality Act, in certifying a Final Environmental Impact Report for the 2004 and 2009 Housing Elements; and approving the 2009 Housing Element of the City's General Plan. File Nos. 110397, 110452, Copy: Each Supervisor, City Attorney (91)

From Police Department, regarding the tragic shuttle bus crash at Octavia and Oak Streets on Thursday, July 14, 2011. (92)

From Clerk of the Board, the following departments have submitted their reports regarding Sole Source Contracts for FY2010-2011: (93)
Arts Commission
Department of Human Resources

From Department of Technology, submitting notice that PDF editing software is available for City-wide staff use. (94)

From Office of the Treasurer and Tax Collector, submitting the July 2011 Investment Report. (95)

From Municipal Transportation Agency, submitting an overview of San Francisco's efforts to launch a bicycle sharing project. (96)

From Department of Public Works, submitting the FY2010-2011 Street and Sidewalk Maintenance Standards Annual Report. (97)

From Law Office Paul Carroll, submitting notice that a lawsuit has been filed in San Francisco Superior Court concerning the City's failure to comply with the requirements of the California Environmental Quality Act in certifying an Environmental Impact Report for the North Beach Public Library and the Joe DiMaggio Playground Master Plan Project. File No. 110614, Copy: Each Supervisor, City Attorney (98)

From Planning Department, submitting the "25 Years Downtown Plan Monitoring Report 1985-209." Copy: Each Supervisor (99)

From Office of the District Attorney, submitting response to the 2010-2011 Civil Grand Jury Report, "Waiting for the District Attorney or City Attorney to inform the Ethics Commission that they are not going to pursue a case causes unnecessary delay." File No. 110792, Copy: GAO Committee Clerk (100)

From Juvenile Probation Department, regarding their kitchen storeroom that caught fire on August 16, 2011. Copy: Each Supervisor (101)

From State Senator Mark Leno, responding to inquiry of the tragic shuttle bus crash at Octavia and Oak Streets on Thursday, July 14, 2011. Copy: Each Supervisor (102)

From Sanger & Olson Law Corporation, regarding supplemental to appeal of property located at 1171 Sansome Street. File No. 110835, Copy: Each Supervisor, City Attorney (103)

From Office of the City Attorney, submitting the updated Political Activity Memorandum. Copy: Each Supervisor (104)

From Office of the Controller, submitting the Audit Report for Boudin Properties, Inc. (105)

From U. S. Department of the Interior, National Park Service, submitting notice that the deadline for public comment for the proposed implementation of a parking fee at West Crissy Field, in Presidio Area A, is September 23, 2011. Copy: Each Supervisor, 2 letters (106)

From Law Offices of Stephen Williams, regarding the proposed project at 800 Presidio Avenue. File No. 110675, Copy: Each Supervisor, City Attorney (107)

From Planning Department, regarding amendments to proposed legislation which would create the City Center Special Sign District. File No. 110448, Copy: Supervisor Farrell, Land Use Committee Clerk (108)

From State Department of Parks and Recreation, submitting notice that the State Historical Resources Commission will consider the nomination of Sinton House to the National Register of Historic Places. Copy: Each Supervisor (109)

From Office of the Controller, submitting the results of a follow-up review of recommendations made in a 2009 report of Port concessions. (110)

From Abdulla Alowdi, requesting help with finding a larger apartment in San Francisco. Copy: Supervisor Kim (111)

From Brigit Barnes & Associates, Inc., submitting notice that the Yuba Group Against Garbage intends to file a Verified Petition for Writ of Mandate under the California Environmental Quality Act with Superior Court, challenging the City's decision to award the contract for transport and disposal of City and County waste to the Ostrom Road Landfill, located in Yuba County. Copy: Each Supervisor, City Attorney (112)

From Department of Elections, submitting copy of letter sent to the proponent of the "Retirement Benefits for City Employees Initiative Petition" certifying that the petition did contain sufficient valid signatures to qualify for the November 8, 2011, Municipal Election. (113)

From State Department of Parks and Recreation, submitting notice that the State Historical Resources Commission will consider the nomination of the North Beach Branch Public Library to the National Register of Historic Places. Copy: Each Supervisor (114)

From Brandt-Hawley Law Group, submitting notice that a Petition for Writ of Mandamus has been filed in Superior Court concerning the City's failure to comply with the requirements of the California Environmental Quality Act in certifying an Environmental Impact Report for AT&T Network "Lightspeed" Upgrade. File No. 110344, Copy: Each Supervisor, City Attorney (115)

From Gabriel Garcia, submitting support for saving the historic 18-hole Sharp Park Golf Course. (116)

*From concerned citizens, submitting support for affirming the determination of the Planning Department that the project located at 660-670 4th Street is Exempt from Environmental Review. File No. 110941, Copy: GAO Committee Clerk, 27 letters (117)

From Alan Culwell, regarding the cost of the Legislative Chamber modification to make the President's desk and the Clerk of the Board's desk in the Board of Supervisors' Chamber accessible to persons with disabilities. (118)

*(An asterisked item represents the cover sheet to a document that exceeds 25 pages. The complete document is available at the Clerk's Office Room 244, City Hall.)

ADJOURNMENT

BOARD of SUPERVISORS

City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco 94102-4689
Tel. No. 554-5184
Fax No. 554-5163
TDD/TTY No. 554-5227

NOTICE OF PUBLIC HEARING

BOARD OF SUPERVISORS OF THE CITY AND COUNTY OF SAN FRANCISCO

NOTICE IS HEREBY GIVEN THAT the Board of Supervisors of the City and County of San Francisco, as a Committee of the Whole, will hold a public hearing to consider the following proposal and said public hearing will be held as follows, at which time all interested parties may attend and be heard:

Date: **Tuesday, September 13, 2011**

Time: **4:00 p.m.**

Location: **Room 416, 4th Floor located at City Hall, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102**

Subject: **File No. 110935. Hearing of persons interested in or objecting to the decision of the Planning Commission's July 14, 2011, Conditional Use Authorization identified as Planning Case No. 2010.0420CETZ, by its Motion No. 18405, under Planning Code Sections 303 and 249.55 to convert a vacant tourist hotel (dba Edward II Inn) to a group housing use containing up to 25 units (24 units for transitional age youth between 18 and 24, and one manager's unit) within the NC-3 (Moderate Scale, Neighborhood Commercial) District, the Lombard and Scott Street Affordable Group Housing Special Use District (SUD) and a 40-X Height and Bulk District, on property located at 3151-3155 Scott Street, Assessor's Block No. 0937, Lot No. 001. (Appellant: Adam Polakoff on behalf of the Cow Hollow Association and Various Associations.)**

Pursuant to Government Code Section 65009, notice is hereby given, if you challenge, in court, the matter described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

GOVERNMENT
DOCUMENTS DEPT

SEP - 2 2011

SAN FRANCISCO
PUBLIC LIBRARY

In accordance with Section 67.7-1 of the San Francisco Administrative Code, persons who are unable to attend the hearing on these matters may submit written comments to the City prior to the time the hearing begins. These comments will be made a part of the official public records in these matters, and shall be brought to the attention of the Board of Supervisors. Written comments should be addressed to Angela Calvillo, Clerk of the Board, Room 244, City Hall, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102. Information relating to this matter is available in the Office of the Clerk of the Board and agenda information will be available for public review on Thursday, September 8, 2011.

Angela Calvillo
Clerk of the Board

DATED/MAILED: September 2, 2011

BOARD OF SUPERVISORS

CITY AND COUNTY OF SAN FRANCISCO

AGENDA

Hearing Room 416
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tuesday, September 13, 2011 - 2:00 PM

Regular Meeting

GOVERNMENT
DOCUMENTS DEPT

SEP - 9 2011

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MARK FARRELL, JANE KIM, ERIC MAR, ROSS MIRKARIMI, SCOTT WIENER

Angela Calvillo, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.sfbos.org

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Chu, Mirkarimi, Kim	Wednesday 10:00 AM
City and School District Select Committee Supervisors Cohen, Avalos, Chu, Commissioners Fewer, Maufas, Norton	2nd and 4th Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors Avalos, Mar, Elsbernd	2nd and 4th Monday 10:00 AM
Government Audit and Oversight Committee Supervisors Campos, Farrell, Chiu	2nd and 4th Thursday 10:00 AM
Land Use and Economic Development Committee Supervisors Mar, Cohen, Wiener	Monday 1:00 PM
Public Safety Committee Supervisors Mirkarimi, Cohen, Campos	1st and 3rd Thursday 10:30 AM
Rules Committee Supervisors Kim, Elsbernd, Farrell	1st and 3rd Thursday 1:30 PM

First-named Supervisor is Chair, Second-named Supervisor is Vice-Chair of the Committee

Meeting Procedures

Board procedures do not permit: 1) persons in the audience at a Board meeting to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers, and similar sound-producing electronic devices; 3) bringing in or displaying signs in the meeting room; 4) standing in the meeting room. The public is encouraged to testify at Committee meetings and to write letters to the Clerk of a Committee or to its members: 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

LAPTOP COMPUTER FOR PRESENTATIONS: Contact City Hall Media Services at (415) 554-7490 to coordinate the use of the laptop computer for presentations. Presenters should arrive 30 minutes prior to the meeting to test their presentations on the computer.

AGENDA PACKET: Available for review in Clerk's Office, Room 244, City Hall, and on the internet at http://www.sfbos.org/meetings. Meetings are cablecast on SF Cable 26. For DVD copies and scheduling call (415) 554-4188.

LANGUAGE INTERPRETERS: Requests must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722. AVISO EN ESPAÑOL: La solicitud para un traductor debe recibirse antes de mediodía de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯　必須在會議前最少四十八小時提出要求
請電　(415) 554-7719

Disability Access

The Legislative Chamber and the Committee Room in City Hall are wheelchair accessible. Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices are available upon request at the Clerk of the Board's Office, Room 244. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the F, J, K, L, M, N, T (exit at Civic Center or Van Ness Stations). MUNI bus lines also serving the area are the 5, 6, 9, 19, 21, 47, 49, 71, and 71L. For more information about MUNI accessible services, call (415) 701-4485.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under The Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. The Sunshine Ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact by mail the Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfbos.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 252-3100; fax (415) 252-3112; web site www.sfgov.org/ethics

Agenda Item Information

Each item on the Consent or Regular agenda may include the following documents:

1) Legislation
2) Budget and Legislative Analyst report
3) Department or Agency cover letter and/or report
4) Public correspondence

These items will be available for review at 1 Dr. Carlton B. Goodlett Place, City Hall, Room 244, Reception Desk on the Friday preceding a regularly scheduled Board meeting.

ROLL CALL AND PLEDGE OF ALLEGIANCE

AGENDA CHANGES

COMMUNICATIONS

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

(This item will be read at the Board Meeting on the second regularly scheduled meeting each month. The Mayor and the Board may not discuss matters that have already been considered in Committee and that are on the Board's Regular Agenda as an action item.

By supermajority vote of the Board of Supervisors (8 votes), the Board may, by oral motion, allow an eligible District Supervisor to ask a question that was not previously posed if the question relates to a sudden or unexpected incident or occurrence raising formal, time-sensitive policy questions that were not anticipated prior to the posting of this agenda. Public comment for this item will take place during general public comment.)

1. 110932 [Formal Policy Discussions - September 13, 2011]

Pursuant to Charter Sections 2.103 and 3.100(7), and Administrative Code Section 2 11, the Mayor shall answer the following eligible questions submitted from Supervisors representing District's 1, 3, 5, 7, 9, and 11. The Mayor may address the Board initially for up to five minutes. Discussion shall not exceed five minutes per Supervisor.

1. The proposed California Pacific Medical Center (CPMC) expansion offers the City an opportunity to potentially improve the health care options available to its residents. This expansion could also result in the loss of critical services to some of our most vulnerable citizens. Six Supervisors have publicly indicated that they will not support a CPMC deal that does not include a Community Benefits Agreement that is acceptable to the various community coalitions that have been negotiating with CPMC for the past two years. I understand that there has been much progress made towards drafting a Development Agreement between the City and CPMC. However, a Development Agreement, for legal reasons, cannot contain some of the provisions that are of most importance to the community, such as giving the community the ability to enforce whatever agreements that are made in the Development Agreement. Are you willing to require that CPMC enter into a Community Benefits Agreement before their proposal is approved by the City? (Supervisor Mar, District 1)

2. A series of pilot projects on Market Street in the past few years has reduced MUNI delays and improved safety for people walking and bicycling while also supporting local business with increased foot traffic. Given these successes and the fact that most San Francisco drivers already know to avoid the lower Market Street gridlock, do you support a trial diversion of private automobiles from Market Street downtown except to cross it, and the implementation of additional pilot projects to significantly increase the priority and safety of people using public transit, bicycling, and walking on Market Street? Specifically, what on-the-ground pilots should happen soon while long-term planning process continues on San Francisco's most important transit, bicycling, and walking street? And by when should these pilots occur? (Supervisor Chiu, District 3)

3. As a result of AB 109, and Realignment, San Francisco is projected to receive $5.7 million from the state in FY2011-2012 to help accommodate approximately 700 additional criminal offenders. Adult Probation Chief Wendy Still estimates that a combination of state and local funding does not cover the costs of San Francisco's realignment plan. Chief Still projects that the City will be $1.5 million to $3.5 million short of meeting local realignment funding objectives. How do you propose to address this funding gap? (Supervisor Mirkarimi, District 5)

4. Please discuss the current status, progress, and future of the Central Subway Project? (Supervisor Elsbernd, District 7)

5. The Controller's Office found that City departments overspent their budgeted overtime by 40 million in FY2010-2011. The top 10 City departments that use the most overtime (SF Municipal Transportation Agency (SFMTA), Fire, Police, Public Health, Sheriff, Public Utilities Commission, Airport, Public Works, Emergency Management, and Recreation and Park) account for 97% of total Citywide overtime hours. The SFMTA alone represents 42% of overtime overruns. I, along with Supervisor Farrell, introduced legislation to require departments that propose spending more on overtime than previously budgeted to first obtain approval from the Board of Supervisors in the form of a supplemental appropriation. We also urged the SFMTA, whose budget line items the Board of Supervisors and the Mayor cannot change, but whose overall budget we can approve or reject - to create an overtime spending reduction plan. Will you support our good governance legislation? As we seek funds to improve service for MUNI riders, how will you ensure that the SFMTA decreases its overtime overruns? (Supervisor Campos, District 9)

6 The Board of Supervisors and Mayor approved a process for question time that has led to a very scripted interaction between our two bodies. I do not believe this was the intent of the legislation What are you willing to do to change the format to make it a truly interactive, substantive, and dynamic exchange? (Supervisor Avalos, District 11)

Discussion: The Mayor shall discuss the eligible questions with the Board of Supervisors.

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Questions on the Consent Agenda are on final passage, first reading, adoption, or approved, as indicated.

Items 2 through 4

Recommendations of the Rules Committee

Present: Supervisors Kim, Elsbernd, Farrell

2. 101574 **[Elections Code - E-mailing the Voter Information Pamphlet]**
Sponsor: Mirkarimi
Ordinance amending the San Francisco Municipal Elections Code Section 500, and adding Section 502, to require the Director of Elections to establish a process that permits voters to choose to receive the San Francisco Voter Information Pamphlet and associated materials by electronic means instead of by paper mail.

09/06/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

3. 110806 **[Administrative Code - Deleting Outdated References to Telecommunications Commission]**
Ordinance repealing the San Francisco Administrative Code Section 11.84, thereby dissolving the Telecommunications Commission. (Clerk of the Board)

09/06/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

4. 110809 **[Administrative Code - Dissolving Drug Abuse and City-Wide Alcoholism Advisory Boards]**
Ordinance repealing the San Francisco Administrative Code Sections 15.17 and 15.19, thereby dissolving the Drug Abuse Advisory Board and the City-Wide Alcoholism Advisory Boards, respectively. (Clerk of the Board)

09/06/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Budget and Finance Sub-Committee

Present: Supervisors Chu, Mirkarimi, Kim

5. **110503** **[Administrative Code - Regulating Overtime Available for City Employees]**
Sponsor: Chiu
Ordinance amending the San Francisco Administrative Code, Section 18.13.1 to limit the overtime worked in any fiscal year by any employee to 20% of regularly scheduled hours and to specify and modify written reports to be submitted regarding overtime information.

07/26/2011; CONTINUED ON FIRST READING.

08/02/2011; CONTINUED ON FIRST READING.

09/06/2011; CONTINUED ON FIRST READING.

Question: Shall this Ordinance be PASSED ON FIRST READING?

From the Land Use and Economic Development Committee Without Recommendation

Present: Supervisors Mar, Cohen, Wiener

6. **110857** **[Street Vacation Order and Jurisdictional Transfer - Mandan Avenue and a Portion of Cayuga Avenue]**
Sponsors: Mayor; Avalos
Ordinance: 1) ordering the vacation of an approximately 8,490 square foot portion of public right-of-way located on Cayuga Avenue, west of Naglee Avenue; 2) approving the jurisdictional transfer of such portion of public right-of-way from the Department of Public Works to the Recreation and Park Department; 3) approving the jurisdictional transfer of Mandan Avenue and portion of Cayuga Avenue, previously vacated by Board of Supervisors Resolution No. 5468, from the Department of Public Works to the Recreation and Park Department; 4) adopting environmental findings and findings that the actions contemplated herein are consistent with the City's General Plan and Planning Code Section 101.1; and 5) authorizing official acts in connection with this Ordinance.

09/06/2011; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Chu, Kim

7. 110496 **[License Agreement - Non-Stop Music Library, L.C.]**
Ordinance retroactively approving an agreement with Non-Stop Music Library, L.C., to license the use of a music library and waiving certain requirements of the Administrative Code with respect to the license agreement. (Department of Technology)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Chu, Mirkarimi

8. 110781 **[Setting San Francisco's Property Tax Rate and Establishing Pass-Through Rate for Residential Tenants - FY2011-2012]**
Sponsor: Mayor
Ordinance providing revenue and levying property taxes for City and County purposes and establishing pass-through rate of residential tenants pursuant to Chapter 37 of the Administrative Code for FY ending June 30, 2012.

(Fiscal Impact)

Question: Shall this Ordinance be PASSED ON FIRST READING?

9. 110782 **[Setting San Francisco Community College District's Property Tax Rate to be Included in the City's Overall Property Tax Rate - FY2011-2012]**
Sponsor: Mayor
Ordinance providing revenue and levying property taxes for San Francisco Community College District purposes for FY ending June 30, 2012.

(Fiscal Impact)

Question: Shall this Ordinance be PASSED ON FIRST READING?

10. 110783 **[Setting San Francisco Unified School District's Property Tax Rate to be Included in the City's Overall Property Tax Rate - FY2011-2012]**
Sponsor: Mayor
Ordinance providing revenue and levying property taxes for San Francisco Unified School District purposes for FY ending June 30, 2012.

(Fiscal Impact)

Question: Shall this Ordinance be PASSED ON FIRST READING?

11. 110784 **[Setting San Francisco Bay Area Rapid Transit District's Property Tax Rate to be Included in the City's Overall Property Tax Rate - FY2011-2012]**
Sponsor: Mayor
Ordinance providing revenue and levying property taxes for San Francisco Bay Area Rapid transit District purposes for FY ending June 30, 2012.

(Fiscal Impact)

Question: Shall this Ordinance be PASSED ON FIRST READING?

12. 110902 **[Public Employment - Amendment to the Annual Salary Ordinance for Adult Probation, District Attorney, and Public Defender - FY2011-2012]**
Sponsor: Mayor
Ordinance amending Ordinance No. 146-11 (Annual Salary Ordinance FY2011-2012) to reflect the addition of 31 positions (20.59 FTE) in various job classes for Assembly Bill 109 Public Safety Realignment consisting of adding 27 positions (17.76 FTE) in Adult Probation, 2 positions (1.50 FTE) in Public Defender, and 2 positions (1.33 FTE) in District Attorney.

(Fiscal Impact)

Question: Shall this Ordinance be PASSED ON FIRST READING?

13. 110907 **[Appropriating State Assembly Bill 109 Realignment Fund to Support Expenditures at the Adult Probation and Other Departments for FY2011-2012 - $5,787,176]**
Sponsor: Mayor
Ordinance appropriating $5,787,176 of Assembly Bill 109 Public Safety Realignment revenue to support related expenditures at Adult Probation, District Attorney, Public Defender, and Sheriff for FY2011-2012.

(Fiscal Impact)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Chu, Mirkarimi, Kim

14. 110581 **[Contract Amendment - In-Home Supportive Services Provider Benefits and Administration - $419,187,910]**
Resolution amending Resolution No. 291-06 File No. 06033 that approved the contract between the City and County of San Francisco and San Francisco In-Home Supportive Services (IHSS) Public Authority for the provision of administration, health and dental benefits to IHSS independent providers for the period of July 1, 2006, to June 30, 2016, in the amended amount of $419,187,910. (Human Services Department)

(Fiscal Impact.)

Question: Shall this Resolution be ADOPTED?

Present Supervisors Chu, Mirkarimi

15. 110680 **[Master Lease Amendment - U.S. Navy - Treasure Island South Waterfront]**
Resolution approving the Twenty-Seventh Amendment to the Treasure Island South Waterfront Master Lease between the Treasure Island Development Authority and the U S Navy to extend the term. (Treasure Island Development Authority)

Question: Shall this Resolution be ADOPTED?

16. 110681 **[Master Lease Amendment - U.S. Navy -Treasure Island Childcare]**
Resolution approving the Seventh Amendment to the Treasure Island Childcare Master Lease between the Treasure Island Development Authority and the U.S. Navy to extend the term (Treasure Island Development Authority)

Question: Shall this Resolution be ADOPTED?

17. 110682 **[Cooperative Agreement Modification - U.S. Navy - Treasure Island]**
Resolution approving and authorizing the Treasure Island Development Authority to enter into a modification of the Cooperative Agreement with the U.S. Navy to extend the Cooperative Agreement from October 1, 2011, to September 30, 2012. (Treasure Island Development Authority)

Question: Shall this Resolution be ADOPTED?

18. 110683 **[Master Lease Amendment - U.S. Navy - Treasure Island Event Venues]**
Resolution approving the Twenty Third Amendment to the Treasure island Event Venues Master Lease between the Treasure Island Development Authority and the U.S. Navy to extend the term. (Treasure Island Development Authority)

Question: Shall this Resolution be ADOPTED?

19. 110684 **[Master Lease Amendment - U.S. Navy - Treasure Island Land and Structures]**
Resolution approving the Thirty-Fifth Amendment to the Treasure Island Land and Structures Master Lease between the Treasure Island Development Authority and the U.S. Navy to extend the term. (Treasure Island Development Authority)

Question: Shall this Resolution be ADOPTED?

20. 110685 **[Master Lease Amendment - U.S. Navy - Treasure Island Marina]**
Resolution approving the Fifteenth Amendment to the Treasure Island Marina Master Lease between the Treasure Island Development Authority and the U.S. Navy to extend the term. (Treasure Island Development Authority)

Question: Shall this Resolution be ADOPTED?

21. 110920 **[2011 Public Safety Realignment Plan]**
Sponsor: Mayor
Resolution approving the City and County of San Francisco 2011 Public Safety Realignment Plan.

Question: Shall this Resolution be ADOPTED?

22. 110921 [Certificates of Participation - Moscone Center Refunding Project - Not to Exceed $110,000,000]
Sponsor: Mayor
Resolution approving the execution and delivery of not to exceed $110,000,000 aggregate principal amount of Refunding Certificates of Participation for the purpose of refinancing certain lease revenue refunding bonds issued by the Redevelopment Agency; approving a property lease, project lease, escrow agreements, and a trust agreement; providing for the manner of sale of Refunding Certificates of Participation, whether by competitive or negotiated sale; approving the form of the official notice of sale and the notice of intention to sell for the Refunding Certificates of Participation; directing the publication of the notice of intention to sell for the Refunding Certificates of Participation; approving the form of the Certificate Purchase Contract; approving the form of the official statement in preliminary and final form; approving the form of the continuing disclosure certificate; authorizing the acceptance by the City of certain property in connection with the execution and delivery of the Refunding Certificates of Participation; authorizing the payment of cost of issuance; authorizing the taking of appropriate actions in connection therewith; and related matters.

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Chu, Mirkarimi, Kim

23. 110957 [Accept and Expend Grant - Airport Canine Explosives Detection Team Program - $600,500]
Sponsor: Chu
Resolution authorizing the Airport Commission to accept and expend funding in the amount of $600,500 from the Transportation Security Administration for the Airport Canine (K-9) Explosives Detection Team Program.

Question: Shall this Resolution be ADOPTED?

From the Budget and Finance Committee Without Recommendation

Present: Supervisors Chu, Mirkarimi, Kim

24. 110847 [Memorandum of Understanding, Amendment No. 5 - San Francisco Firefighters, Local 798 (Unit 2)]
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 5 to the 2007-2013 Memorandum of Understanding (MOU) between the City and County of San Francisco and the San Francisco Firefighters, Local 798 (Unit 2), by extending the term of the MOU to June 30, 2015, and by implementing specified terms and conditions of employment for FYs 2011-2012, 2012-2013, 2013-2014, and 2014-2015.

Question: Shall this Ordinance be PASSED ON FIRST READING?

25. 110849 **[Memorandum of Understanding, Amendment No. 4 - San Francisco Police Officers' Association (Units P-1 & P-2A)]**
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 4 to the 2007-2013 Memorandum of Understanding (MOU) between the City and County of San Francisco and the San Francisco Police Officers' Association (Units P-1 & P-2A), by extending the term of the MOU to June 30, 2015, and by implementing specified terms and conditions of employment for FYs 2011-2012, 2012-2013, 2013-2014, and 2014-2015.

Question: Shall this Ordinance be PASSED ON FIRST READING?

26. 110850 **[Memorandum of Understanding, Amendment No. 4 - Municipal Executives' Association, Fire]**
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 4 to the 2007-2013 Memorandum of Understanding (MOU) between the City and County of San Francisco and the Municipal Executives' Association, Fire, by extending the term of the MOU to June 30, 2015, and by implementing specified terms and conditions of employment for FYs 2011-2012, 2012-2013, 2013-2014, and 2014-2015.

Question: Shall this Ordinance be PASSED ON FIRST READING?

27. 110851 **[Memorandum of Understanding, Amendment No. 4 - San Francisco Police Officers' Association (Unit P-2B)]**
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 4 to the 2007-2013 Memorandum of Understanding (MOU) between the City and County of San Francisco and the San Francisco Police Officers' Association (Unit P-2B), by extending the term of the MOU to June 30, 2015, and by implementing specified terms and conditions of employment for FYs 2011-2012, 2012-2013, 2013-2014, and 2014-2015.

Question: Shall this Ordinance be PASSED ON FIRST READING?

28. 110852 **[Memorandum of Understanding, Amendment No. 4 - Municipal Executives' Association, Police]**
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 4 to the 2007-2013 Memorandum of Understanding (MOU) between the City and County of San Francisco and the Municipal Executives' Association, Police, by extending the term of the MOU to June 30, 2015, and by implementing specified terms and conditions of employment for FYs 2011-2012, 2012-2013, 2013-2014 and 2014-2015.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Mirkarimi, Kim

29. 110848 [Memorandum of Understanding, Amendment No. 5 - San Francisco Firefighters, Local 798 (Unit 1)]
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 5 to the 2007-2013 Memorandum of Understanding (MOU) between the City and County of San Francisco and the San Francisco Firefighters, Local 798 (Unit 1), by extending the term of the MOU to June 30, 2015, and by implementing specified terms and conditions of employment for FYs 2011-2012, 2012-2013, 2013-2014, and 2014-2015.

(Supervisor Chu excused from voting.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

SPECIAL ORDER 3:00 P.M.

(Pursuant to File No. 110737, approved July 19, 2011.)

Board of Supervisors Sitting as a Committee of the Whole

30. 110738 [Public Hearing - Resolution to Establish (Renew and Expand) and Rename Fillmore Jazz Community Benefit District as the Fillmore Community Benefit District]
Sponsor: Mirkarimi
Hearing of persons interested in or objecting to proposed Resolution establishing a property-based Community Benefit District to be known as the "Fillmore Community Benefit District (CBD)," by renewing and expanding the previously established Fillmore Jazz CBD; ordering the levy and collection of assessments against property located in the Fillmore Community Benefit District for 7 years, commencing with FY2011-2012, subject to conditions as specified; and making environmental findings.

07/26/2011; CONTINUED.

Question: Shall this Hearing be HEARD AT PUBLIC HEARING?

Committee of the Whole Adjourn and Report

31. 110739 **[Resolution to Establish (Renew and Expand) and Rename Fillmore Jazz Community Benefit District as the Fillmore Community Benefit District]**
Sponsor: Mirkarimi
Resolution establishing a property-based Community Benefit District to be known as the "Fillmore Community Benefit District (CBD)," by renewing and expanding the previously established Fillmore Jazz CBD; ordering the levy and collection of assessments against property located in the Fillmore Community Benefit District for 7 years, commencing with FY2011-2012, subject to conditions as specified; and making environmental findings.

07/26/2011 CONTINUED

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:30 P.M. - Recognition of Commendations

SPECIAL ORDER 4:00 P.M.

APPEAL PROCEDURES
Board Rule 4.29 provides that public hearings on appeals shall be scheduled for 4pm. If more than one public hearing is scheduled, then the Clerk, in consultation with the President, may determine the order in which the appeals will be scheduled. Second and later appeals may be scheduled at specified times later than 4 pm. An appeal shall not be heard prior to its scheduled time on the calendar, and it may not be called until the Board's consideration of appeals scheduled earlier on the calendar is completed. It is the policy of the Clerk of the Board to schedule multiple appeals in the following order at 4pm:

1. *Appeals where all parties have agreed to request a continuance or a tabling of the appeal.*
2. *Continued appeals from previous Board meetings (continued appeals will be listed in order of those closest to deadlines for Board decision).*
3. *Appeals appearing on the calendar for the first time, in chronological order of receipt by the Clerk.*
4. *Multiple appeals appearing on the calendar may be staggered at times specific, beginning at 4pm.*
5. *Appeals involving participants who have ADA considerations may be set for specific times beginning at 4pm.*

32. 110935 **[Public Hearing - Conditional Use Appeal - 3151-3155 Scott Street]**
Hearing of persons interested in or objecting to the decision of the Planning Commission's July 14, 2011, Conditional Use Authorization identified as Planning Case No. 2010.0420CETZ, by its Motion No. 18405, under Planning Code Sections 303 and 249.55 to convert a vacant tourist hotel (dba Edward II Inn) to a group housing use containing up to 25 units (24 units for transitional age youth between 18 and 24, and one manager's unit) within the NC-3 (Moderate Scale, Neighborhood Commercial) District, the Lombard and Scott Street Affordable Group Housing Special Use District (SUD) and a 40-X Height and Bulk District, on property located at 3151-3155 Scott Street, Assessor's Block No. 0937, Lot No. 001. (Appellant: Adam Polakoff on behalf of Cow Hollow Association and Various Associations.)

(Filed August 15, 2011; Companion Measure to File Nos. 110936, 110937, and 110938.)

Question: Shall this Hearing be HEARD AT PUBLIC HEARING?

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the conditional use application decision described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be approved.)

33. 110936 [Approving the Planning Commission's Decision Related to the Conditional Use Authorization - 3151-3155 Scott Street]
Motion approving the Planning Commission's decision, by its Motion No. 18342, approving the Conditional Use Authorization identified as Planning Case No. 2010.0420CETZ on property located at 3151-3155 Scott Street, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

34. 110937 [Disapproving Planning Commission's Decision Related to Conditional Use Application - 3151-3155 Scott Street]
Motion disapproving the Planning Commission's decision, by its Motion No. 18405, approving Conditional Use Application No. 2006.0868CEKTZ on property located at 3151-3155 Scott Street, and adopting findings pursuant to Planning Code Section 101.1 (Clerk of the Board)

Question: Shall this Motion be APPROVED?

35. 110938 [Preparation of Findings Related to the Conditional Use Authorization - 3151-3155 Scott Street]
Motion directing the Clerk of the Board to prepare findings relating to proposed Conditional Use Authorization identified as Planning Case No. 2010.0420CETZ on property located at 3151-3155 Scott Street. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

COMMITTEE REPORTS

Reports from committees, if any, recommending emergency or urgent measures.

The following item will be considered by the Land Use and Economic Development Committee at a Regular Meeting on Monday, September 12, 2011, at 1:00 p.m. The Chair intends to request the Committee to send the following item to the Board as a committee report on Tuesday, September 13, 2011.

36. 110589 **[Planning Code - Zoning Map - Establishing the Lombard and Scott Street Affordable Group Housing Special Use District - 3151-3155 Scott Street]**
Sponsors: Chiu; Avalos, Kim, Mar and Mirkarimi
Ordinance amending the San Francisco Planning Code by adding Section 249.55 and amending Section Map 2SU to: 1) create the Lombard and Scott Street Affordable Group Housing Special Use District for the real property encompassing 3151-3155 Scott Street (Assessor's Block No. 0937, Lot No. 001), at the southwest corner of Scott and Lombard Streets, in order to facilitate the development of an affordable group housing project; and 2) making environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

Question: Shall this Ordinance be PASSED ON FIRST READING?

ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.

Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced for adoption without committee reference. A unanimous vote is required for adoption of these resolutions today. Any Supervisor may require any resolution to go to committee.

Questions on the For Adoption Without Committee Reference Agenda are on for adoption, or approved, as indicated.

Items 37 through 39

37. 110973 [Commendation of the Stern Grove Festival Association]
Sponsors: Elsbernd; Chiu
Resolution commending the Stern Grove Festival Association for a successful season of high quality performances.

09/06/2011: REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

38. 110974 [Multifamily Housing Revenue Bonds - 1180 Fourth Street Family Housing - Not to Exceed $50,000,000]
Sponsor: Kim
Resolution declaring the intent of the City and County of San Francisco (City) to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Housing Development Director of the Mayor's Office of Housing (Director) to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed $50,000,000 for 1180 Fourth Street Family Housing; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed $100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed $50,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project (as defined herein) and the Application (as defined herein).

09/06/2011: REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

39. 110975 **[Multifamily Housing Revenue Bonds - Natoma Family Apartments - Not to Exceed $20,000,000]**
Sponsor: Kim
Resolution declaring the intent of the City and County of San Francisco (City) to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Housing Development Director of the Mayor's Office of Housing (Director) to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed $20,000,000 for Natoma Family Apartments; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed $100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed $20,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project (as defined herein) and the Application (as defined herein).

09/06/2011, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

40. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires eight (8) votes or a unanimous six (6) or seven (7). A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

LEGISLATION INTRODUCED AT ROLL CALL

PROPOSED RESOLUTIONS

Proposed resolutions received from August 30, 2011, through September 2, 2011, for reference by President to appropriate committee on September 13, 2011.

110960 **[Office of the Controller to Examine Confidential State Board of Equalization Tax Records]**
Resolution authorizing designated officers and employees of the City and County of San Francisco to examine sales or transactions and use tax records of the State Board of Equalization pursuant to California Revenue and Taxation Code Section 7056.
(Controller)

08/31/2011; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

110961 **[MuniServices, LLC, to Examine Confidential State Board of Equalization Tax Records]**
Resolution authorizing MuniServices, LLC (Contractor) to examine sales or transactions and use tax records of the State Board of Equalization on behalf of the City and County of San Francisco pursuant to California Revenue and Taxation Code Section 7056.
(Controller)

08/31/2011; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

110989 **[Petitions and Communications]**

Petitions and Communications received from August 30, 2011, through September 2, 2011, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on September 13, 2011

Personal information that is provided in communications to the Board of Supervisors is subject to disclosure under the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information provided will not be redacted.

From Planning Department, regarding the proposed project at 660-670 4th Street. File No. 110941 (1)

From Clerk of the Board, the following individuals have submitted a Form 700 Statement: (2)
Myong Hoon Leigh, Redistricting Task Force - Assuming
Mark Schreiber, Redistricting Task Force - Assuming

From various City Departments, confirming that the funding provided in the budget for FY2011-2012 as adopted by the Board of Supervisors is adequate for their department to meet service levels as proposed to the Board. (3)
Art Commission
Office of Citizen of Complaints
California Academy of Sciences
Department of the Environment
Fire Department
Human Services Agency
Police Department
Public Library
Superior Court

From Office of Clerk of the Board, confirming that the funding provided in the budget for FY2011-2012 as adopted by the Board of Supervisors is adequate for their department to meet service levels as proposed to the Board with the exception of a supplemental appropriation for vacation payouts for retiring employees. (4)

From Adult Probation Department, confirming that the funding provided in the budget for FY2011-2012 as adopted by the Board of Supervisors is adequate for their department to meet service levels as proposed to the Board. The Adult Probation Department has submitted a supplemental budget appropriation for the State Public Safety Realignment Act. (5)

From Law Office of Berding & Weil, withdrawing their appeal of proposed project at 1621 Montgomery Street. File No. 110831, Copy: Each Supervisor, City Attorney (6)

From Municipal Transportation Agency, submitting the Octavia Boulevard, intersection injury collision history report. (7)

From T Mobile, submitting notification of one cellular antenna to be installed at 1500 Grant Avenue. Copy: Each Supervisor (8)

From concerned citizens, submitting support for the Commission on Animal Control and Welfare's humane pet acquisition proposal in defense of animals. 2 letters (9)

From BART Board of Directors, regarding the appointment of Grace Crunican as the new BART General Manager. (10)

From State Fish and Game Commission, submitting notice of regulatory action relating to abalone sport fishing. Copy: Each Supervisor (11)

From concerned citizens, submitting support for proposed motion affirming the determination by the Planning Department that the project located at 660-670 4th Street is exempt from environmental review. File No. 110941, 3 letters (12)

From Kerman & Morris Architects, withdrawing their appeal of proposed project at 70-74 Gold Mine Drive. File No. 110825, Copy: Each Supervisor, City Attorney, 2 letters (13)

From Eileen Wampole, regarding saving the Sharp Park Wetlands. (14)

*From Law Office of Holland & Knight, submitting petition in support of the proposed project at 660-670 4th Street. File No. 110942 (15)

From Redevelopment Agency, reporting to the Board of Supervisors on certain sales subject to California Health and Safety Code Section 33433. Copy: Each Supervisor (16)

From Law Office of Sanger & Olson, requesting the appeal of the proposed project at 1171 Sansome Street be continued to October 4, 2011. File No. 110835, Copy: Each Supervisor, City Attorney (17)

From Law Office of Holland & Knight, regarding appeal of Determination of Exemption from Environmental Review for proposed project at 660-670 4th Street. File No. 110941 (18)

From Department on the Status of Women, submitting resolution objecting to the new NBC series "Playboy Club." (19)

From Caltrain News, regarding Tom Nolan's appointment to the Peninsula Corridor Joint Powers Board. (20)

*(An asterisked item represents the cover sheet to a document that exceeds 25 pages. The complete document is available at the Clerk's Office Room 244, City Hall.)

ADJOURNMENT

BOARD OF SUPERVISORS

CITY AND COUNTY OF SAN FRANCISCO

AGENDA

GOVERNMENT
DOCUMENTS DEPT

SEP 16 2011

SAN FRANCISCO
PUBLIC LIBRARY

Hearing Room 416
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tuesday, September 20, 2011 - 2:00 PM

Regular Meeting

DAVID CHIU, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, CARMEN CHU, MALIA COHEN, SEAN ELSBERND, MARK FARRELL, JANE KIM, ERIC MAR, ROSS MIRKARIMI, SCOTT WIENER

Angela Calvillo, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.sfbos.org

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Chu, Mirkarimi, Kim	Wednesday 10:00 AM
City and School District Select Committee Supervisors Cohen, Avalos, Chu, Commissioners Fewer, Maufas, Norton	2nd and 4th Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors Avalos, Mar, Elsbernd	2nd and 4th Monday 10:00 AM
Government Audit and Oversight Committee Supervisors Campos, Farrell, Chiu	2nd and 4th Thursday 10:00 AM
Land Use and Economic Development Committee Supervisors Mar, Cohen, Wiener	Monday 1:00 PM
Public Safety Committee Supervisors Mirkarimi, Cohen, Campos	1st and 3rd Thursday 10:30 AM
Rules Committee Supervisors Kim, Elsbernd, Farrell	1st and 3rd Thursday 1:30 PM

First-named Supervisor is Chair, Second-named Supervisor is Vice-Chair of the Committee.

Meeting Procedures

Board procedures do not permit: 1) persons in the audience at a Board meeting to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers, and similar sound-producing electronic devices; 3) bringing in or displaying signs in the meeting room; 4) standing in the meeting room. The public is encouraged to testify at Committee meetings and to write letters to the Clerk of a Committee or to its members: 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

LAPTOP COMPUTER FOR PRESENTATIONS: Contact City Hall Media Services at (415) 554-7490 to coordinate the use of the laptop computer for presentations. Presenters should arrive 30 minutes prior to the meeting to test their presentations on the computer.

AGENDA PACKET: Available for review in Clerk's Office, Room 244, City Hall, and on the internet at http://www.sfbos.org/meetings. Meetings are cablecast on SF Cable 26. For DVD copies and scheduling call (415) 554-4188.

LANGUAGE INTERPRETERS: Requests must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722. AVISO EN ESPAÑOL: La solicitud para un traductor debe recibirse antes de mediodía de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯 必須在會議前最少四十八小時提出要求
請電 (415) 554-7719

Disability Access

The Legislative Chamber and the Committee Room in City Hall are wheelchair accessible. Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices are available upon request at the Clerk of the Board's Office, Room 244. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the F, J, K, L, M, N, T (exit at Civic Center or Van Ness Stations). MUNI bus lines also serving the area are the 5, 6, 9, 19, 21, 47, 49, 71, and 71L. For more information about MUNI accessible services, call (415) 701-4485.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under The Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. The Sunshine Ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact by mail the Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfbos.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 252-3100; fax (415) 252-3112; web site www.sfgov.org/ethics

Agenda Item Information

Each item on the Consent or Regular agenda may include the following documents:

1) Legislation
2) Budget and Legislative Analyst report
3) Department or Agency cover letter and/or report
4) Public correspondence

These items will be available for review at 1 Dr. Carlton B. Goodlett Place, City Hall, Room 244, Reception Desk on the Friday preceding a regularly scheduled Board meeting.

ROLL CALL AND PLEDGE OF ALLEGIANCE

AGENDA CHANGES

COMMUNICATIONS

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Questions on the Consent Agenda are on final passage, first reading, adoption, or approved, as indicated.

Items 1 through 7

Recommendations of the Budget and Finance Committee

Present: Supervisors Chu, Kim

1. 110496 **[License Agreement - Non-Stop Music Library, L.C.]**
Ordinance retroactively approving an agreement with Non-Stop Music Library, L.C., to license the use of a music library and waiving certain requirements of the Administrative Code with respect to the license agreement. (Department of Technology)

09/13/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Chu, Mirkarimi

2. 110781 [Setting San Francisco's Property Tax Rate and Establishing Pass-Through Rate for Residential Tenants - FY2011-2012]
Sponsor: Mayor
Ordinance providing revenue and levying property taxes for City and County purposes and establishing pass-through rate of residential tenants pursuant to Chapter 37 of the Administrative Code for FY ending June 30, 2012.

(Fiscal Impact)

09/13/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

3. 110782 [Setting San Francisco Community College District's Property Tax Rate to be Included in the City's Overall Property Tax Rate - FY2011-2012]
Sponsor: Mayor
Ordinance providing revenue and levying property taxes for San Francisco Community College District purposes for FY ending June 30, 2012.

(Fiscal Impact)

09/13/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

4. 110783 [Setting San Francisco Unified School District's Property Tax Rate to be Included in the City's Overall Property Tax Rate - FY2011-2012]
Sponsor: Mayor
Ordinance providing revenue and levying property taxes for San Francisco Unified School District purposes for FY ending June 30, 2012.

(Fiscal Impact)

09/13/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

5. 110784 [Setting San Francisco Bay Area Rapid Transit District's Property Tax Rate to be Included in the City's Overall Property Tax Rate - FY2011-2012]
Sponsor: Mayor
Ordinance providing revenue and levying property taxes for San Francisco Bay Area Rapid transit District purposes for FY ending June 30, 2012.

(Fiscal Impact)

09/13/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

6. 110902 **[Public Employment - Amendment to the Annual Salary Ordinance for Adult Probation, District Attorney, and Public Defender - FY2011-2012]**
Sponsors: Mayor; Mirkarimi
Ordinance amending Ordinance No. 146-11 (Annual Salary Ordinance FY2011-2012) to reflect the addition of 31 positions (20.59 FTE) in various job classes for Assembly Bill 109 Public Safety Realignment consisting of adding 27 positions (17.76 FTE) in Adult Probation, 2 positions (1.50 FTE) in Public Defender, and 2 positions (1.33 FTE) in District Attorney.

(Fiscal Impact)

09/13/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

7. 110907 **[Appropriating State Assembly Bill 109 Realignment Fund to Support Expenditures at the Adult Probation and Other Departments for FY2011-2012 - $5,787,176]**
Sponsors: Mayor; Mirkarimi
Ordinance appropriating $5,787,176 of Assembly Bill 109 Public Safety Realignment revenue to support related expenditures at Adult Probation, District Attorney, Public Defender, and Sheriff for FY2011-2012.

(Fiscal Impact)

09/13/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Budget and Finance Sub-Committee

Present: Supervisors Chu, Mirkarimi, Kim

8. 110503 [Administrative Code - Regulating Overtime Available for City Employees]
Sponsor: Chiu
Ordinance amending the San Francisco Administrative Code Section 18.13.1 to limit the overtime worked in any fiscal year by any employee to 25% of regularly scheduled hours and to specify and modify written reports to be submitted regarding overtime information.

07/26/2011; CONTINUED ON FIRST READING.

08/02/2011; CONTINUED ON FIRST READING.

09/06/2011; CONTINUED ON FIRST READING.

09/13/2011; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

09/13/2011; PASSED ON FIRST READING AS AMENDED.

Question: Shall this Ordinance be FINALLY PASSED?

From the Budget and Finance Committee Without Recommendation

Present: Supervisors Chu, Mirkarimi, Kim

9. 110847 [Memorandum of Understanding, Amendment No. 5 - San Francisco Firefighters, Local 798 (Unit 2)]
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 5 to the 2007-2013 Memorandum of Understanding (MOU) between the City and County of San Francisco and the San Francisco Firefighters, Local 798 (Unit 2), by extending the term of the MOU to June 30, 2015, and by implementing specified terms and conditions of employment for FYs 2011-2012, 2012-2013, 2013-2014, and 2014-2015.

09/13/2011; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

10. 110849 **[Memorandum of Understanding, Amendment No. 4 - San Francisco Police Officers' Association (Units P-1 & P-2A)]**
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 4 to the 2007-2013 Memorandum of Understanding (MOU) between the City and County of San Francisco and the San Francisco Police Officers' Association (Units P-1 & P-2A), by extending the term of the MOU to June 30, 2015, and by implementing specified terms and conditions of employment for FYs 2011-2012, 2012-2013, 2013-2014, and 2014-2015.

09/13/2011; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

11. 110850 **[Memorandum of Understanding, Amendment No. 4 - Municipal Executives' Association, Fire]**
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 4 to the 2007-2013 Memorandum of Understanding (MOU) between the City and County of San Francisco and the Municipal Executives' Association, Fire, by extending the term of the MOU to June 30, 2015, and by implementing specified terms and conditions of employment for FYs 2011-2012, 2012-2013, 2013-2014, and 2014-2015.

09/13/2011; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

12. 110851 **[Memorandum of Understanding, Amendment No. 4 - San Francisco Police Officers' Association (Unit P-2B)]**
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 4 to the 2007-2013 Memorandum of Understanding (MOU) between the City and County of San Francisco and the San Francisco Police Officers' Association (Unit P-2B), by extending the term of the MOU to June 30, 2015, and by implementing specified terms and conditions of employment for FYs 2011-2012, 2012-2013, 2013-2014, and 2014-2015.

09/13/2011; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

13. 110852 **[Memorandum of Understanding, Amendment No. 4 - Municipal Executives' Association, Police]**
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 4 to the 2007-2013 Memorandum of Understanding (MOU) between the City and County of San Francisco and the Municipal Executives' Association, Police, by extending the term of the MOU to June 30, 2015, and by implementing specified terms and conditions of employment for FYs 2011-2012, 2012-2013, 2013-2014 and 2014-2015.

09/13/2011; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Mirkarimi, Kim

14. 110848 [Memorandum of Understanding, Amendment No. 5 - San Francisco Firefighters, Local 798 (Unit 1)]
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 5 to the 2007-2013 Memorandum of Understanding (MOU) between the City and County of San Francisco and the San Francisco Firefighters, Local 798 (Unit 1), by extending the term of the MOU to June 30, 2015, and by implementing specified terms and conditions of employment for FYs 2011-2012, 2012-2013, 2013-2014, and 2014-2015.

(Supervisor Chu excused from voting.)

09/13/2011; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Chu, Kim

15. 110720 [Administrative Code - Gift Funds]
Sponsors: Mayor; Chiu and Chu
Ordinance amending the San Francisco Administrative Code to: 1) create a Recreation and Parks Gift Fund; 2) update the Mayor's Earthquake Emergency Relief Fund to broaden its purpose as a general disaster recovery fund; and 3) amend the Mayor's Fund for the homeless to change the administering agency.

Question: Shall this Ordinance be PASSED ON FIRST READING?

16. 110695 [Lease and Use Agreement - Cathay Pacific Airways Limited]
Resolution approving and authorizing the execution of Modification No. 1 of Lease and Use Agreement L-10-0081 with Cathay Pacific Airways Limited for lounge space in the International Terminal of San Francisco International Airport. (Airport Commission)

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

17. 110778 [Real Property Lease - 1360 Mission Street]
Resolution authorizing the lease of 1360 Mission Street, Suite 401, for the Department of Public Health. (Real Estate Department)

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

18. 110914 **[Assessor-Recorder's Base Recording Fee Increase from $4 to $10]**
Sponsor: Kim
Resolution authorizing an increase in the Assessor-Recorder's base fee for recording and indexing the first page of every instrument, paper, or notice from $4 to $10 pursuant to California Government Code Section 27361(a).

(Fiscal Impact) -

Question: Shall this Resolution be ADOPTED?

19. 110916 **[Real Property Lease Amendment - Northeast Corner of Octavia Boulevard and Fell Street]**
Sponsor: Mirkarimi
Resolution approving an amendment of lease between the City and County of San Francisco and PROXYdevelopment, LLC, for property located at the northeast corner of Octavia Boulevard and Fell Street, commonly known as a portion of Assessor's Block No. 0817, Lot No. 33 (Parcel L), to extend the lease term from four years to five years.

Question: Shall this Resolution be ADOPTED?

20. 110917 **[Real Property Sublease Amendment - Southeast Corner of Octavia Boulevard and Hayes Street]**
Sponsor: Mirkarimi
Resolution approving an amendment of sublease between the City and County of San Francisco and PROXYdevelopment, LLC, for property located at the southeast corner of Octavia Boulevard and Hayes Street, commonly known as a portion of Assessor's Block No. 0817, Lot No. 30 (Parcel K), to extend the sublease term from three years to five years.

Question: Shall this Resolution be ADOPTED?

Recommendation of the Government Audit and Oversight Committee

Present: Supervisors Campos, Farrell, Chiu

21. 110766 **[Administrative Code - Overtime Appropriations]**
Sponsors: Campos; Farrell
Ordinance amending the San Francisco Administrative Code by adding Section 3.17 to: 1) require separate overtime items in the budget for the Airport, Emergency Management, Fire, Police, Public Health, Public Utilities, Public Works, Recreation and Park, and Sheriff; and 2) require those departments to obtain a separate supplemental appropriation to exceed those amounts.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Mar, Cohen, Wiener

22. 110785 [Planning Code - Zoning - Establishing Standards for Bird-Safe Buildings]
Sponsor: Mar
Ordinance amending the San Francisco Planning Code by: 1) adding Section 139 to establish standards for bird-safe buildings to help reduce injury and mortality in birds caused by certain types of new construction, replacement facades, and building features; 2) amending Section 145.1 to allow for exceptions to transparency and fenestration requirements to meet standards for bird-safe buildings; and 3) adopting findings, including environmental findings and findings of consistency with the General Plan and Planning Code Section 101.1. (Planning Commission)

Question: Shall this Ordinance be PASSED ON FIRST READING?

23. 110786 [Planning Code - Eastern Neighborhoods Code Cleanup]
Ordinance amending various sections of the San Francisco Planning Code to: 1) improve the City's ability to implement the goals, objectives, and policies of the Eastern Neighborhoods Plan; 2) make technical corrections to the Code; 3) update land use tables in the Eastern Neighborhoods; 4) clarify language for affordable housing tiers and the use of historic buildings in the UMU District; 5) clarify permitted modifications for large project authorizations in the Eastern Neighborhoods; and 6) making environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan, and the Priority Policies of Planning Code Section 101.1. (Planning Commission)

Question: Shall this Ordinance be PASSED ON FIRST READING?

24. 110787 [Administrative Code - Eastern Neighborhoods Code Cleanup]
Ordinance amending the San Francisco Administrative Code Section 10E.2 to: 1) clarify the requirements for the Controller's assessment in order to improve the City's ability to implement the goals, objectives, and policies of the Eastern Neighborhoods Plan; and 2) making environmental findings. (Planning Commission)

Question: Shall this Ordinance be PASSED ON FIRST READING?

25. 110788 [Zoning Map Amendments - Eastern Neighborhoods Code Cleanup]
Ordinance amending San Francisco Zoning Map Sheets ZN01, ZN07, ZN08, and SU08 to: 1) correct technical errors made in Ordinance No. 299-08; and 2) making environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. (Planning Commission)

Question: Shall this Ordinance be PASSED ON FIRST READING?

26. 110814 **[CEQA Findings - SFPUC Water System Improvement Program - Rehabilitation of the Existing San Joaquin Pipelines Project]**
Resolution 1) adopting findings under the California Environmental Quality Act, including the adoption of a mitigation monitoring and reporting program, related to the rehabilitation of the San Joaquin Pipelines Project, Project No. CUW37302; and 2) directing the Clerk of the Board of Supervisors to notify the Controller of this action. (Public Utilities Commission)

Question: Shall this Resolution be ADOPTED?

From the Land Use and Economic Development Committee Without Recommendation

Present: Supervisors Mar, Cohen, Wiener

27. 110589 **[Planning Code - Zoning Map - Establishing the Lombard and Scott Street Affordable Group Housing Special Use District - 3151-3155 Scott Street]**
Sponsors: Chiu; Avalos, Kim, Mar and Mirkarimi
Ordinance amending the San Francisco Planning Code Section Map 2SU, and adding Section 249.55, to: 1) create the Lombard and Scott Street Affordable Group Housing Special Use District for the real property encompassing 3151-3155 Scott Street (Assessor's Block No. 0937, Lot No. 001), at the southwest corner of Scott and Lombard Streets, in order to facilitate the development of an affordable group housing project; and 2) making environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

Question: Shall this Ordinance be PASSED ON FIRST READING?

SPECIAL ORDER 3:30 P.M. - Recognition of Commendations

COMMITTEE REPORTS

Reports from committees, if any, recommending emergency or urgent measures.

The following items will be considered by the Rules Committee at a Regular Meeting on Thursday, September 15, 2011, at 1:30 p.m. The Chair intends to request the Committee to send the following items to the Board as a committee report on Tuesday, September 20, 2011.

28. 110971 **[Assessment Ballots for City Parcels to Form the Proposed West Portal Community Benefit District]**
Sponsor: Elsbernd
Resolution authorizing the Mayor to cast ballots in the affirmative on behalf of the City and County of San Francisco as owner of two parcels of real property, over which the Board of Supervisors has jurisdiction, where those parcels would be subject to assessment in the proposed property and business improvement district to be named the West Portal Community Benefit District.

Question: Shall this Resolution be ADOPTED?

29. 110905 [Reappointment, Entertainment Commission - Audrey Joseph]
Motion approving the Mayor's nomination for reappointment of Audrey Joseph to the Entertainment Commission, for the term ending July 1, 2015. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

The following item will be considered by the Rules Committee at a Special Meeting on Monday, September 19, 2011, at 10:30 a.m. The Chair intends to request the Committee to send the following item to the Board as a committee report on Tuesday, September 20, 2011.

30. 110718 [Campaign and Governmental Conduct Code - Capping the Amount of Public Matching Funds]
Sponsors: Farrell; Elsbernd
Ordinance amending the San Francisco Campaign and Governmental Conduct Code Section 1.144 to cap the amount of public matching funds.

Question: Shall this Ordinance be PASSED ON FIRST READING?

The following item will be considered by the Land Use and Economic Development Committee at a Regular Meeting on Monday, September 19, 2011, at 1:00 p.m. The Chair intends to request the Committee to send the following item to the Board as a committee report on Tuesday, September 20, 2011.

31. 110448 [Planning Code - Zoning Map - Establishing City Center Special Sign District]
Sponsor: Farrell
Ordinance amending the San Francisco Planning Code by amending Sections 602.10, 607.1, 608, adding Section 608.16; and amending Sectional Map SSD of the Zoning Map to establish the City Center Special Sign District encompassing the real property bounded by Masonic Avenue, Geary Boulevard, Lyon Street, and O'Farrell Street (Assessor's Block No. 1094, Lot No. 001) to allow additional projecting signs, freestanding identifying and directional signs, and to modify existing controls on business wall signs; adopting findings, including environmental findings pursuant to the California Environmental Quality Act, Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

Question: Shall this Ordinance be PASSED ON FIRST READING?

ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.

Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced for adoption without committee reference. A unanimous vote is required for adoption of these resolutions today. Any Supervisor may require any resolution to go to committee.

Questions on the For Adoption Without Committee Reference Agenda are on for adoption, or approved, as indicated.

Items 32 through 42

32. 111011 **[Accept and Expend Grant - Health Care Services Master Plan Community Stakeholder Interviews - $20,000]**
Sponsor: Campos
Resolution authorizing the Department of Public Health to accept and expend a grant in the amount of $20,000 from the San Francisco Foundation to fund the program entitled "Health Care Services Master Plan Community Stakeholder Interviews" for the period of September 1, 2011, through August 31, 2012, and waiving indirect costs.

09/13/2011: REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

33. 111012 **[Accept and Expend Grant - Pier 43 Promenade Bay Trail Extension - $90,000]**
Sponsor: Chiu
Resolution authorizing the Port of San Francisco to accept and expend a grant in the amount of $90,000 from the State of California Coastal Conservancy, through the Association of Bay Area Governments Bay Trail Program, for the Pier 43 Promenade Bay Trail Project in Fisherman's Wharf.

09/13/2011: REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

34. 111013 [Market Street Pilot Projects]
Sponsor: Chiu
Resolution urging the San Francisco Municipal Transportation Agency and other departments and agencies to implement near-term pilot projects, including increased private automobile diversions, to speed up transit along Market Street while improving the safety and comfort of people walking and biking and supporting the local commercial and cultural function of the street.

09/13/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

35. 111014 [Accept and Expend Grant - Cargo Way Bicycle Lane Improvement Project - $70,000]
Sponsor: Cohen
Resolution authorizing the Port of San Francisco to accept and expend a grant in the amount of $70,000 from the State of California Coastal Conservancy, through the Association of Bay Area Governments Bay Trail Project Program, for the Cargo Way Bicycle Lane Improvement Project along Cargo Way between Third and Jennings Streets as part of the Blue Greenway project.

09/13/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

36. 111015 [Eric F. Quezada Day - September 25, 2011]
Sponsors: Mar; Campos, Avalos, Kim, Mirkarimi and Chiu
Resolution honoring Eric F. Quezada for his extraordinary work as a leader of San Francisco's Social Justice Movement and proclaiming September 25, 2011, as "Eric F. Quezada Day" in the City and County of San Francisco.

09/13/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

37. 111016 [Accept and Expend Grant - Smoking Cessation Buprenorphine Treated Patients - $48,000]
Sponsor: Mar
Resolution authorizing the Department of Public Health to retroactively accept and expend a grant from the University of California, San Francisco in the amount of $48,000 to fund the project entitled "Smoking Cessation Intervention in Buprenorphine Treated Patients" for the period of June 1, 2011, through May 31, 2012, and waiving indirect costs.

09/13/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

38. 111017 **[Peter Berg Day - October 1, 2011]**
Sponsors: Mirkarimi; Avalos
Resolution proclaiming October 1, 2011, as "Peter Berg Day" in the City and County of San Francisco for his extraordinary contribution to the understanding of environmental sustainability, urban re-vegetation, and originating the concept of bioregionalism.

09/13/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

Question: Shall this Resolution be ADOPTED?

39. 111018 **[Approval of an Additional Six (6) Months for Planning Commission Review of Zoning Map Amendment for 2301 Market Street (File No. 110224)]**
Sponsor: Wiener
Resolution extending by six (6) months the prescribed time within which the Planning Commission may render its decision on a proposed Ordinance (File No. 110224) that would amend the Planning Code by amending Sectional Map HT07 of the Zoning Map of the City and County of San Francisco to rezone the property located at 2301 Market Street on the corner of Market and Noe Streets from a 50-X height and bulk limit to a 65-X height and bulk limit; and making environmental findings and findings of consistence with the General Plan and priority policies of Planning Code Section 101.1.

09/13/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

40. 111019 **[Glen Park Elementary School Day - September 24, 2011]**
Sponsor: Wiener
Resolution honoring the centennial of Glen Park Elementary and proclaiming September 24, 2011, to be "Glen Park Elementary School Day" in the City and County of San Francisco.

09/13/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

41. 111020 **[Accept and Expend Grant - HAART Optimism, Drug Use, and Risky Sexual Behavior - $37,856]**
Sponsor: Wiener
Resolution authorizing the Department of Public Health to retroactively accept and expend a grant from Simon Fraser University in the amount of $37,856 to participate in a program entitled "Highly Active Antiretroviral Therapy Optimism, Drug Use, and Risky Sexual behavior in British Columbia" for the period of May 1, 2011, through March 31, 2012.

09/13/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

42. 111006 [Committee of the Whole - Public Hearing to Establish the West Portal Community Benefit District]
Sponsor: Elsbernd
Motion directing the Board of Supervisors to hold a public hearing on September 27, 2011, at 3:00 p.m., with the Board sitting as a Committee of the Whole, to consider adopting a Resolution to Establish the West Portal Community Benefit District.

09/13/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

43. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires eight (8) votes or a unanimous six (6) or seven (7). A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

LEGISLATION INTRODUCED AT ROLL CALL

PROPOSED ORDINANCE

Proposed ordinance received from September 6, 2011, through September 12, 2011, for reference by President to appropriate committee on September 20, 2011.

110984 [Transportation Code - Residential Parking Permit Application Penalties]
Ordinance amending the San Francisco Transportation Code Article 7, Division I, Section 7.2.50, and adding Section 7.3.11, to authorize administrative and misdemeanor penalties for submitting false, misleading, or fraudulent information on a residential parking permit application. (Municipal Transportation Agency)

09/12/2011; ASSIGNED UNDER 30 DAY RULE to the Land Use and Economic Development Committee.

PROPOSED RESOLUTIONS

Proposed resolutions received from September 6, 2011, through September 12, 2011, for reference by President to appropriate committee on September 20, 2011.

110983 **[Employment Policies and Procedures Regarding Criminal History]**
Resolution authorizing the City and County of San Francisco to access state and federal level criminal history information by transmitting fingerprint images and related information to the Department of Justice to be transmitted to the Federal Bureau of Investigation. (Human Resources Department)

09/12/2011; RECEIVED AND ASSIGNED to the Public Safety Committee.

110985 **[Real Property Lease Amendment - 160 South Van Ness Avenue]**
Resolution authorizing the amendment of an existing lease at 160 South Van Ness Avenue for the Human Services Agency to provide a construction allowance and extend the lease term. (Real Estate Department)

09/12/2011; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

110997 **[Petitions and Communications]**

Petitions and Communications received from September 6, 2011, through September 12, 2011, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on September 20, 2011.

Personal information that is provided in communications to the Board of Supervisors is subject to disclosure under the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information provided will not be redacted.

*From concerned citizens, regarding saving the Sharp Park Wetlands. File No. 110966, Copy: CONS Committee Clerk, 25 letters (1)

From concerned citizens, submitting support for the Commission on Animal Control and Welfare's humane pet acquisition proposal in defense of animals. 3 letters (2)

From James Chaffee, regarding the Library Commission. (3)

From State Senator Mark Leno, submitting support for proposed motion approving the Planning Commission's decision to approve the Conditional Use Authorization located at 3151-3155 Scott Street. File No. 110935, Copy: Each Supervisor (4)

From Abdalla Megahed, regarding the 30th Anniversary of the "Heart of the City" Farmers Market. Copy: Each Supervisor (5)

From Brigit Barnes & Associates, submitting notice that the Yuba Group Against Garbage has filed a lawsuit in Superior Court, challenging the City's decision to award the contract for transport and disposal of City and County waste to the Ostrom Road Landfill, located in Yuba County. File No. 101225, Copy: Each Supervisor, City Attorney (6)

From SFUSD, submitting its response to the FY2010-2011 Civil Grand Jury report to the public entitled "Log Cabin Ranch Moving Towards Positive Horizons." File No. 110815, Copy: GAO Committee Clerk (7)

From Department on the Status of Women, confirming that the funding provided in the budget for FY2011-2012 as adopted by the Board of Supervisors is adequate for their department to meet service levels as proposed to the Board. (8)

From Ed Healy, regarding the San Francisco taxi industry. (9)

From Howard Wong, regarding the Central Subway. (10)

From R. Boyd McSparran, regarding the proposed project at 8 Napier Lane/222-222A Filbert Street. File No. 110840 (11)

From Michael Benardo, regarding boarding MUNI through the back-door. (12)

From Haight Ashbury Improvement Association, submitting opposition to the Oak and Fell Streets proposed bike lane expansion. (13)

From U.S. Fish and Wildlife Service, submitting support for establishing standards for Bird-Safe Buildings. File No. 110785 (14)

From concerned citizens, submitting opposition to closing Sharp Park Golf Course. File No. 110966, Copy: CONS Committee Clerk, 2 letters (15)

From Teresa Vidovich, regarding the proposed project at 660-670 4th Street. File No. 110941. (16)

From Allen Jones, regarding Oliver Sipple Day. (17)

From Colleen Fernald, submitting request for emergency resolutions to save our state and country. Copy: Each Supervisor. (18)

*(An asterisked item represents the cover sheet to a document that exceeds 25 pages. The complete document is available at the Clerk's Office Room 244, City Hall.)

ADJOURNMENT

BOARD of SUPERVISORS

City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco 94102-4689
Tel. No. 554-5184
Fax No. 554-5163
TDD/TTY No. 544-5227

NOTICE OF PUBLIC HEARING

BOARD OF SUPERVISORS OF THE CITY AND COUNTY OF SAN FRANCISCO

NOTICE IS HEREBY GIVEN THAT the Board of Supervisors of the City and County of San Francisco, will hold a public hearing to consider the following proposal and said public hearing will be held as follows, at which time all interested parties may attend and be heard:

Date: **Tuesday, September 27, 2011**

Time: **3:00 p.m.**

Location: **City Hall, 1 Dr. Carlton B. Goodlett Place, Room 416, San Francisco, CA**

Subject: **Public Hearing pursuant to the California Property and Business Improvement District Law of 1994 (Streets and Highways Code 36600 et seq.) and City and County of San Francisco Business and Tax Regulations Code Article 15, to consider establishment of a property-based assessment district to be known as the West Portal Community Benefit District**

Pursuant to the California Property and Business Improvement District Law of 1994 (Streets and Highways Code 36600 et seq.) and City and County of San Francisco Business and Tax Regulations Code Article 15, this is to notify you that a petition signed by property owners to form a property and business improvement district in your area was received by the Clerk of the Board of Supervisors on June 21, 2011. The proposed district would be known as the West Portal Community Benefit District (CBD).

If this Property and Business Improvement District is formed, it would authorize assessments against real property in the district for 13 years with services to be implemented January 1, 2012 through December 31, 2024. The West Portal Community Benefit District would fund and provide the following services:

1) Cleaning, Maintenance and Streetscape Improvements
2) Economic Development
3) Advocacy & Administration

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property owners who would be subject to the assessments. Following public comment, ballots submitted by the property owners in the proposed West Portal Community Benefit District (CBD) will be counted by the Department of Elections and the results will be announced by the Board of Supervisors. If the ballot election does not result in a majority protest against formation of the proposed district, the Board of Supervisors may vote to establish the West Portal Community Benefit District (CBD).

Further information about this petition and proposed district, including the district management plan, which describes the boundaries, operations and activities of the proposed district, may be reviewed in Legislative File No. 110772 at the Office of the Clerk of the Board of Supervisors, City Hall, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco. Alternatively, information may be accessed on the Board of Supervisors web site at www.sfbos.org and on the Department of Elections web site at www.sfgov.org/elections.

In accordance with Section 67.7-1 of the San Francisco Administrative Code, persons who are unable to attend the hearing on these matters may submit written comments to the City prior to the time the hearing begins. These comments will be made a part of the official public records in these matters, and shall be brought to the attention of the Board of Supervisors. Written comments should be addressed to Angela Calvillo, Clerk of the Board, Room 244, City Hall, 1 Dr. Carlton Goodlett Place, San Francisco, 94102.

Angela Calvillo
Clerk of the Board

DATED/MAILED: August 26, 2011
PUBLISHED: September 16, 2011

公聽會通告

三藩市市及縣政府市參事會

三藩市市及縣政府市參事會將舉行公聽會考慮下列建議、有關各方可出席參加。

日期：星期二，2010 年9 月 27日

時間：下午 3:00 時

地點：市政廳、416 室 1 Dr. Carlton B. Goodlett Place, San Francisco, CA

主題： 建議區 West Portal Community Benefits District

根據商業稅務法規第15現通知你、市參事會書記於2011年6月21日收到你區的物業業主簽名提出建立物業和商業改良區的申請。建議區稱爲West Portal Community Benefit District。

如果物業和商業改良區建立、它將會授權對你所屬區的物業進行評估十三年、服務於2012年 1 月1日至 2024年12月31日實行。 West Portal Community Benefits District 將出資金提 供服務。

物業和商業改良區是否建立、是由市參事會通過公聽會和被評估的物業業主投票決定。公眾意見後、選舉處將計物業業主的票數、市參事會將公佈數票結果和投票建立West Portal Community Benefit District。

有關申請和建議區、包括區的管理計劃、即所建議區內的界限、運作和活動、請到市參事會書記部、市政廳大樓、244 室 1 Dr. Carlton B. Goodlett Place, San Francisco 或市參事網址 www.sfgov.org 詢查。

無法出席者可在公聽會開始前提交書面意見。這些書面意見將成爲正式公共紀錄的一部分和供給市參事注意。書面意見應寄給市參事會書記, Angela Calvillo, Clerk of the Board, Room 244, City Hall, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102。

Angela Calvillo
市參事會書記

郵寄： 2011 年 8 月 26日
公佈： 2011 年 9 月 16日

AVISO DE AUDIENCIA PUBLICA

MESA DE SUPERVISORES DE LA CIUDAD Y EL CONDADO DE SAN FRANCISCO

Este anuncio avisa que la Mesa de Supervisores de la Ciudad y Condado de San Francisco tendra una audiencia publica para considerar la propuesta siguiente y que dicha audiencia ocurrira en el dia y local mencionado, donde personas interesadas pueden hacerse presente y declarar sus opiniones:

Fecha: **Martes, 27 de Septembre, 2011**

Hora: **3:00 p.m.**

Ubicacion: **Ayuntamiento, Cuarto 416, #1 Dr. Carlton B. Goodlett Place, San Francisco, CA**

Tema: **Audiencia Publica consequente a la ley del estado de California (Año 1994) de Propiedades y Mejoramiento de Distritos de Negocios (Codigo de Calles y Carreteras 36600 y siguiente) y el Codigo de Reglamientos de Impuestos y Negocios de la Ciudad y Condado de San Francisco Articulo 15, para considerar la creacion de un distrito commercial de mejoramiento que sera nombrado 'West Portal Community Benefit District'**

De acuerdo con la ley del Estado de California (Año 1994) de Propiedades y Mejoramiento de Distritos de Negocios (Codigo de Calles y Carreteras 36600 y siguiente) y el Codigo de Reglamientos de Impuestos y Negocios Articulo 15 de la Ciudad y Condado de San Francisco, este aviso advierte que una peticion firmada por dueños de propiedades por razon de crear un Distrito Comercial de Mejoramiento fue recibido por la Secretaria de la Mesa de Supervisores el 21 de Junio de 2011. El distrito propuesto sera nombrado 'West Portal Community Benefit District.'

Si este Distrito Comercial de Mejoramiento es creado, autorizaria impuestos adicionales contra propiedades en el distrito por trece años, con servicios implementados desde el Primero de Enero, 2012 hasta el 31 de Diciembre de 2024. El 'West Portal Community Benefit District' proveera los servicios siguientes:

1) Limpieza, Mantenimiento y embellecimiento de calles.
2) Desarollo Economico.
3) Apoyo y Administracion.

La creacion de el distrito commercial es sujeto al aprobamiento de La Mesa de Supervisores despues de la conclusion de audiencias y de un voto por dueños de propiedades que serian afectados por los impuestos nuevos. A conclusion de audiencia publica, votos entregados por dueños de propiedades en el distrito del mejoramiento propuesto (West Portal Community Benefit District) seran tabulados por el Departamento de Elecciones, y el resultado sera anunciado por la Mesa de Supervisores. Si la eleccion

no resulta en protesta de la mayoria contra el establecimiento de el distrito propuesto, la Mesa de Supervisores pueden via voto, autorizar el establecimiento del 'West Portal Community Benefit District'.

Informacion adicional sobre esta petitcion y el distrito propuesto, inclusive el plan de administracion de el distrito, que describe los limites, la operacion y las actividades del distrito propuesto pueden ser revisadas en la accion legislativa 110722 en la oficina de la Secretaria de la Mesa de los Supervisores, Ayuntamiento, Cuarto 244, 1 Dr. Carlton B. Goodlett Place, San Francisco. Alternativamente,dicha informacion se puede revisar en el Internet, en el sitio de la Camara de Supervisores www.sfbos.org y en el departamento de elecciones, www.sfgov.org/elections.

De acuerdo con la Seccion 67.7-1 de el Codigo Administrativo de San Francisco, personas que no puedan acudir la audiencia publica pueden someter a consideracion observaciones por escrito antes de el comienzo de la audiencia. Tales observaciones se agregaran al record publico oficial y seran entregados a la Mesa de Supervisores. Observaciones en escrito deben ser enviadas a Angela Calvillo, Clerk of the Board, Room 244, City Hall, 1 Dr. Carlton Goodlett Place, San Francisco, 94102.

Angela Calvillo
Secretaria de la Mesa de Supervisores

ENVIADO POR CORREO: 26 de Agosto, 2011
PUBLICADO: 16 de Septiembre, 2011

BOARD of SUPERVISORS

City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
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NOTICE OF PUBLIC HEARING

BOARD OF SUPERVISORS OF THE CITY AND COUNTY OF SAN FRANCISCO

NOTICE IS HEREBY GIVEN THAT the Board of Supervisors of the City and County of San Francisco will hold a public hearing to consider the following proposal and said public hearing will be held as follows, at which time all interested parties may attend and be heard:

Date: **Tuesday, September 27, 2011**

Time: **4:00 p.m.**

Location: **Room 416, 4th Floor located at City Hall, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102**

Subject: **File No. 110950. Hearing of persons interested in or objecting to the decision of the Planning Commission's July 28, 2011, Conditional Use Authorization identified as Planning Case No. 2010.0951C, by its Motion No. 18415, under Planning Code Sections 209.6(b) and 303, to install a wireless telecommunications facility consisting of nine panel antennas and related equipment on an existing mechanical penthouse on the roof of a five-story publicly used structure (Kaiser Hospital) as part of Verizon's wireless telecommunications network within the RM-1 (Mixed, Low Density) and NC-3 (Neighborhood Commercial, Moderate Scale) Zoning Districts, and a 80-E Height and Bulk District, on property located at 4141 Geary Boulevard/450 - 6th Avenue, Assessor's Block No. 1539, Lot No. 003. (District 1) (Filed by Sandra Fen Ng on behalf of the San Francisco Tomorrow and subscribed by Supervisors Mar, Avalos, Chiu, Kim, and Mirkarimi.)**

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Pursuant to Government Code Section 65009, notice is hereby given, if you challenge, in court, the matter described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

In accordance with Section 67.7-1 of the San Francisco Administrative Code, persons who are unable to attend the hearing on these matters may submit written comments to the City prior to the time the hearing begins. These comments will be made a part of the official public records in these matters, and shall be brought to the attention of the Board of Supervisors. Written comments should be addressed to Angela Calvillo, Clerk of the Board, Room 244, City Hall, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102. Information relating to this matter is available in the Office of the Clerk of the Board and agenda information will be available for public review on Thursday, September 22, 2011.

Angela Calvillo
Clerk of the Board

DATED/POSTED/MAILED: September 16, 2011

BOARD OF SUPERVISORS

CITY AND COUNTY OF SAN FRANCISCO

AGENDA

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Hearing Room 416
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tuesday, September 27, 2011 - 2:00 PM

DAVID CHIU, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, CARMEN CHU, MALIA COHEN, SEAN ELSBERND,
MARK FARRELL, JANE KIM, ERIC MAR, ROSS MIRKARIMI, SCOTT WIENER

Angela Calvillo, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.sfbos.org

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Chu, Mirkarimi, Kim	Wednesday 10:00 AM
City and School District Select Committee Supervisors Cohen, Avalos, Chu, Commissioners Fewer, Maufas, Norton	2nd and 4th Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors Avalos, Mar, Elsbernd	2nd and 4th Monday 10:00 AM
Government Audit and Oversight Committee Supervisors Campos, Farrell, Chiu	2nd and 4th Thursday 10:00 AM
Land Use and Economic Development Committee Supervisors Mar, Cohen, Wiener	Monday 1:00 PM
Public Safety Committee Supervisors Mirkarimi, Cohen, Campos	1st and 3rd Thursday 10:30 AM
Rules Committee Supervisors Kim, Elsbernd, Farrell	1st and 3rd Thursday 1:30 PM

First-named Supervisor is Chair, Second-named Supervisor is Vice-Chair of the Committee

Agenda Item Information

Each item on the Consent or Regular agenda may include the following documents:

1) Legislation
2) Budget and Legislative Analyst report
3) Department or Agency cover letter and/or report
4) Public correspondence

These items will be available for review at 1 Dr. Carlton B. Goodlett Place, City Hall, Room 244, Reception Desk.

Meeting Procedures

The Board of Supervisors is the legislative body of the City and County of San Francisco. The Board has several standing committees where ordinances and resolutions are the subject of hearings at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers, and similar sound-producing electronic devices; 3) bringing in or displaying signs in the meeting room; and 4) standing in the meeting room.

Each member of the public will be allotted the same maximum number of minutes to speak as set by the President or Chair at the beginning of each item or public comment, excluding City representatives, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

IMPORTANT INFORMATION: The public is encouraged to testify at Committee meetings. Persons unable to attend the meeting may submit to the City, by the time the proceedings begin, written comments regarding the agenda items above. These comments will be made a part of the official public record and shall be brought to the attention of the Board of Supervisors. Written communications should be submitted to the Clerk of the Board, Clerk of a Committee or its members: 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102. Communications which are not received prior to the hearing may be delivered to the Clerk of the Committee at the hearing and you are encouraged to bring enough copies for distribution.

LAPTOP COMPUTER FOR PRESENTATIONS: Contact City Hall Media Services at (415) 554-7490 to coordinate the use of the laptop computer for presentations. Presenters should arrive 30 minutes prior to the meeting to test their presentations on the computer.

AGENDA PACKET: Available for review in Clerk's Office, Room 244, City Hall, 1 Dr.Carlton B Goodlett Place, or on the internet at http://www.sfbos.org/meetings. Meetings are cablecast on SF Cable 26. For DVD copies and scheduling call (415) 554-4188.

LANGUAGE INTERPRETERS: Requests must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722. AVISO EN ESPAÑOL: La solicitud para un traductor debe recibirse antes de mediodía de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯　必須在會議前最少四十八小時提出要求
請電　(415) 554-7719

Disability Access

The Legislative Chamber (Room 250) and the Committee Room (Room 263) in City Hall are wheelchair accessible. Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the F, J, K, L, M, N, T (exit at Civic Center or Van Ness Stations). MUNI bus lines also serving the area are the 5, 6, 9, 19, 21, 47, 49, 71, and 71L. For more information about MUNI accessible services, call (415) 701-4485.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under The Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils, and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact by mail Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102; phone at (415) 554-7724; fax at (415) 554-7854; or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfbos.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 25 Van Ness Avenue,

ROLL CALL AND PLEDGE OF ALLEGIANCE

AGENDA CHANGES

COMMUNICATIONS

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Questions on the Consent Agenda are on final passage, first reading, adoption, or approved, as indicated.

Items 1 through 22

Recommendation of the Budget and Finance Committee

Present: Supervisors Chu, Kim

1. 110720 **[Administrative Code - Gift Funds]**
Sponsors: Mayor; Chiu and Chu
Ordinance amending the San Francisco Administrative Code to: 1) create a Recreation and Parks Gift Fund; 2) update the Mayor's Earthquake Emergency Relief Fund to broaden its purpose as a general disaster recovery fund; and 3) amend the Mayor's Fund for the homeless to change the administering agency.

09/20/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Government Audit and Oversight Committee

Present: Supervisors Campos, Farrell, Chiu

2. 110766 [Administrative Code - Overtime Appropriations]
Sponsors: Campos; Farrell
Ordinance amending the San Francisco Administrative Code by adding Section 3.17 to: 1) require separate overtime items in the budget for the Airport, Emergency Management, Fire, Police, Public Health, Public Utilities, Public Works, Recreation and Park, and Sheriff; and 2) require those departments to obtain a separate supplemental appropriation to exceed those amounts.

09/20/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Mar, Cohen, Wiener

3. 110785 [Planning Code - Zoning - Establishing Standards for Bird-Safe Buildings]
Sponsors: Mar; Chiu
Ordinance amending the San Francisco Planning Code by: 1) adding Section 139 to establish standards for bird-safe buildings to help reduce injury and mortality in birds caused by certain types of new construction, replacement facades, and building features; 2) amending Section 145.1 to allow for exceptions to transparency and fenestration requirements to meet standards for bird-safe buildings; and 3) adopting findings, including environmental findings and findings of consistency with the General Plan and Planning Code Section 101.1. (Planning Commission)

09/20/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

4. 110786 [Planning Code - Eastern Neighborhoods Code Cleanup]
Ordinance amending various sections of the San Francisco Planning Code to: 1) improve the City's ability to implement the goals, objectives, and policies of the Eastern Neighborhoods Plan; 2) make technical corrections to the Code; 3) update land use tables in the Eastern Neighborhoods; 4) clarify language for affordable housing tiers and the use of historic buildings in the UMU District; 5) clarify permitted modifications for large project authorizations in the Eastern Neighborhoods; and 6) making environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan, and the Priority Policies of Planning Code Section 101.1. (Planning Commission)

09/20/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

5. 110787 **[Administrative Code - Eastern Neighborhoods Code Cleanup]**
Ordinance amending the San Francisco Administrative Code Section 10E.2 to: 1) clarify the requirements for the Controller's assessment in order to improve the City's ability to implement the goals, objectives, and policies of the Eastern Neighborhoods Plan; and 2) making environmental findings. (Planning Commission)

09/20/2011 PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

6. 110788 **[Zoning Map Amendments - Eastern Neighborhoods Code Cleanup]**
Ordinance amending San Francisco Zoning Map Sheets ZN01, ZN07, ZN08, and SU08 to: 1) correct technical errors made in Ordinance No. 299-08; and 2) making environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. (Planning Commission)

09/20/2011 PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

7. 110568 **[Street Artist Spaces - Post Street, Northwest Corner, at Stockton Street]**
Resolution approving designation for six months of two temporary selling spaces on Post Street, northwest corner, at Stockton Street, for street artists certified by the Arts Commission. (Arts Commission)

Question: Shall this Resolution be ADOPTED?

8. 111004 **[Jurisdictional Transfer of City Property - 17th Street and Folsom Street]**
Sponsor: Kim
Resolution 1) approving the jurisdictional transfer of portions of Assessor's Block No. 3571, Lot No. 018, of the City and County of San Francisco, all currently under the jurisdiction of the San Francisco Public Utilities Commission, partially to the Mayor's Office of Housing as to 29,075 square feet, and partially to the Recreation and Park Department as to 31,578 square feet; (2) approving the transfer price of $4,000,000 from the Mayor's Office of Housing to San Francisco Public Utilities Commission and of $2,271,850 from the Recreation and Park Department to San Francisco Public Utilities Commission; (3) adopting findings, including environmental findings, General Plan findings, and Planning Code Section 101.1 findings; and (4) authorizing other actions in furtherance of this Resolution.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Public Safety Committee

Present: Supervisors Mirkarimi, Cohen, Campos

9. 110909 **[Accept and Expend Grant - FY2007 Supplemental Port Security Grant Program - Marine-Based Equipment Enhancements - $230,000]**
Sponsor: Chiu
Resolution authorizing the San Francisco Fire Department to accept and expend a grant in the amount of $230,000 from the Federal Emergency Management Agency for FY2007 Supplemental Port Security Grant Program for assets to enhance the Fire Department's water-based response capabilities and increase its protection of the Port of San Francisco and the San Francisco Bay.

Question: Shall this Resolution be ADOPTED?

10. 110910 **[Accept and Expend Grant - FY2008 Port Security Grant Program - Type 2 Fire Boat - $7,870,484]**
Sponsor: Chiu
Resolution authorizing the San Francisco Fire Department to accept and expend a grant in the amount of $7,870,484 from the Federal Emergency Management Agency for the FY2008 Port Security Grant Program for assets to enhance the Fire Department's water-based response capabilities and increase its protection of the Port of San Francisco and the San Francisco Bay.

Question: Shall this Resolution be ADOPTED?

11. 110911 **[Accept and Expend Grant - FY2010 Port Security Grant Program - Rapid Response Vessel and Regional Marine Training - $645,125]**
Sponsor: Chiu
Resolution authorizing the San Francisco Fire Department to accept and expend a grant in the amount of $645,125 from the Federal Emergency Management Agency for FY2010 Port Security Grant Program for assets to enhance the Fire Department's water-based response capabilities and increase its protection of the Port of San Francisco and the San Francisco Bay.

Question: Shall this Resolution be ADOPTED?

12. 110912 **[Accept and Expend Grant - FEMA Assistance to Fire Fighters - Heavy-Duty Washer Extractors - $107,296]**
Sponsor: Chiu
Resolution authorizing the San Francisco Fire Department to accept and expend a grant in the amount of $107,296 from the Federal Emergency Management Agency for the purchase and installation of seven commercial washer extractors to clean personal protective equipment.

Question: Shall this Resolution be ADOPTED?

13. 110918 **[Revolving Fund Agreement - Burial or Emergency Relocation of Crime Victims - $75,000]**
Sponsor: Mirkarimi
Resolution authorizing the Office of the District Attorney to renew its current agreement with the California Victim Compensation and Government Claims Board, an agent of the State of California, for a revolving fund in the amount of $75,000 to be used to pay for verified funeral/burial expenses for eligible homicide victims and emergency relocation for victims of domestic violence and sexual assault for the period of July 1, 2011, through June 30, 2014

Question: Shall this Resolution be ADOPTED?

14. 110919 **[Accept and Expend Grant - Compensation for Crime Victims - Up to $714,138]**
Sponsor: Mirkarimi
Resolution authorizing the Office of the District Attorney to retroactively accept and expend up to $714,138 allocated from the California Victim Compensation and Government Claims Board for a project entitled the Joint Powers Agreement for the period of July 1, 2011, through June 30, 2012.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Rules Committee

Present: Supervisors Kim, Elsbernd, Farrell

15. 110139 **[Settlement of Lawsuit - Loren Miller Homes - $317,500]**
Ordinance authorizing settlement of the lawsuit filed by Loren Miller Homes, a California corporation, against the City and County of San Francisco for $317,500; the lawsuit was filed on July 22, 2010, in San Francisco Superior Court, Case No. CGC-10-501831; entitled Loren Miller Homes v. City and County of San Francisco, et al. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

16. 110692 **[Settlement of Lawsuit - West Bay Builders, Inc. - City to Retain $900,000]**
Ordinance authorizing settlement of the lawsuit entitled West Bay Builders, Inc. v. City and County of San Francisco, San Francisco Superior Court Case No. CGC-10-503366, arising from a breach of contract dispute regarding Contract No. 6159A for construction of a new Recreation and Park Department (RPD) facility known as the Minnie and Lovie Ward Recreation Center and Ocean View Park, for which West Bay Builders, Inc., served as the prime contractor, calling for the RPD to retain $900,000 from the contract balance and including other material terms of said settlement. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

17. 110954 **[Settlement of Lawsuit - Julio Calero - $75,000]**
Ordinance authorizing settlement of the lawsuits filed by Julio Calero against the City and County of San Francisco for $75,000; the lawsuits were filed on September 18, 2009, and March 19, 2010, in San Francisco Superior Court, Case Nos. CGC-08-479969 and CGC-10-497921; entitled Julio Calero, et al. v. City and County of San Francisco, et al. and Julio Calero, et al. v. Colin Construction Company, et al. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

18. 110956 [Settlement of Claim - Ernst & Young, LLP - $158,646.36]
Resolution approving the settlement of the unlitigated claim filed by Ernst & Young, LLP, against the City and County of San Francisco for refund of payroll taxes for the 2009 tax year in the amount of $158,646.36; claim was filed on February 25, 2011. (City Attorney)

Question: Shall this Resolution be ADOPTED?

19. 110970 [Annual Reports - Central Market Community Benefit District]
Sponsor: Kim
Resolution regarding Central Market Community Benefit District annual reports to the City by receiving and approving the District's Annual Reports for calendar years 2007, 2008, 2009, and 2010, as submitted, pursuant to Section 36650 of the Business Property and Community Benefit Act of 1994 (California Streets and Highways Code §§36600 et seq.) and Section 3.4 of the District's management contract with the City.

Question: Shall this Resolution be ADOPTED?

20. 110877 [Appointments, Bicycle Advisory Committee - Richard Tilles, Bert Hill, Rachel Ebora, and Casey Allen]
Motion appointing Richard Tilles, Bert Hill, Rachel Ebora, and Casey Allen, terms ending November 19, 2012, to the Bicycle Advisory Committee. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

21. 110963 [Appointments, Reentry Council - Gerald Miller, Kimberli Courtney, Viet Mike Ngo, and Ronnie Muniz]
Motion appointing Gerald Miller, Kimberli Courtney, Viet Mike Ngo, and Ronnie Muniz, terms ending July 17, 2013, to the Reentry Council. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

22. 110992 [Appointment, Veteran Affairs Commission - Deborah Dacumos]
Motion appointing Deborah Dacumos, term ending January 31, 2014, to the Veteran Affairs Commission. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

REGULAR AGENDA

UNFINISHED BUSINESS

From the Land Use and Economic Development Committee Without Recommendation

Present Supervisors Mar, Cohen, Wiener

23. 110448 **[Planning Code - Zoning Map - Establishing City Center Special Sign District]**
Sponsor: Farrell
Ordinance amending the San Francisco Planning Code Sections 602.10, 607.1, 608, adding Section 608.16, and amending Sectional Map SSD of the Zoning Map to establish the City Center Special Sign District encompassing the real property bounded by Masonic Avenue, Geary Boulevard, Lyon Street, and O'Farrell Street (Assessor's Block No. 1094, Lot No. 001) to allow additional projecting signs, freestanding identifying and directional signs, and to modify existing controls on business wall signs; adopting findings, including environmental findings pursuant to the California Environmental Quality Act, Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

09/20/2011; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendation of the Budget and Finance Committee

Present: Supervisors Chu, Mirkarimi, Kim

24. 110900 **[Administrative Code - Film Fees and Rebate Program]**
Sponsor: Farrell
Ordinance amending the San Francisco Administrative Code Sections 57.5 and 57.8 to: 1) decrease filming fees for smaller-budget productions; 2) include documentary films, docudrama films, and "reality" programming among eligible productions for the Film Rebate Program; 3) exempt productions by nonprofit entities, public service announcements, and qualifying student productions from film fees; and 4) make environmental findings.

(Fiscal Impact)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendation of the Land Use and Economic Development Committee

Present: Supervisors Mar, Cohen, Wiener

25. 110854 [Environment Code - Green Building Requirements for City Buildings]
Sponsors: Mayor; Mar
Ordinance amending the San Francisco Environment Code, Chapter 7, Sections 700 through 713, to update the green building requirements for the design, construction, and operation of City buildings.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendations of the Public Safety Committee

Present: Supervisors Mirkarimi, Cohen

26. 110846 [Administrative Code - Postrelease Community Supervision Program]
Sponsors: Mirkarimi; Cohen
Ordinance amending the San Francisco Administrative Code by adding Article XXII, Sections 2A.300 and 2A.301, Chapter 2A to: 1) designate the Adult Probation Department as the county agency responsible for providing postrelease community supervision to eligible inmates released from state prison, as required under California Penal Code section 3451; and 2) authorize the Adult Probation Department to develop a Home Detention and Electronic Monitoring Program that can be used as a supervision tool and sanction for persons who violate conditions of their Postrelease Community Supervision Program.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Mirkarimi, Cohen, Campos

27. 110901 [Police Code - Safe Storage and Enhanced-Lethality Ammunition Findings]
Sponsors: Mirkarimi; Campos and Cohen
Ordinance amending the San Francisco Police Code by adding Sections 4511 and 613.9.5 to add findings to ordinances: 1) requiring a handgun to be kept in a locked container or disabled with a trigger lock; and 2) prohibiting the sale of enhanced-lethality ammunition.

Question: Shall this Ordinance be PASSED ON FIRST READING?

From the Rules Committee Without Recommendation

Present Supervisors Kim, Elsbernd, Farrell

28. 110955 **[Settlement of Lawsuits - Mitchell Engineering; Authorization of Bonds and Appropriation of Funds - Not to Exceed $15,750,000]**
Ordinance 1) authorizing settlement of all claims arising out of nine lawsuits involving Mitchell Engineering and the City and County of San Francisco; 2) declaring the intent of the San Francisco Public Utilities Commission to reimburse certain expenditures for settlement costs from proceeds of future bonded indebtedness for purposes of complying with Section 147(f) of the Internal Revenue Code of 1986, as amended; 3) authorizing the issuance of Settlement Bonds in connection therewith, as well as the associated financing cost to issue; 4) appropriating $15,750,000, including insurance proceeds in the total amount of $750,000, project construction funds in the total amount of $920,207, and proceeds of Settlement Bonds in the amount of $14,079,793; and 5) authorizing the use of substitute fund balance as a source in lieu of Settlement Bonds if available. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

(Pursuant to File No. 111006, approved September 20, 2011.)

29. 111007 **[Public Hearing - Resolution to Establish the West Portal Community Benefit District]**
Sponsor: Elsbernd
Hearing of persons interested in or objecting to proposed Resolution establishing a property-based business improvement district to be known as the "West Portal Community Benefit District," ordering the levy and collection of assessments against property located in that district for 13 years commencing with FY2011-2012, with services, activities, and improvements to be provided for 13 calendar years commencing January 1, 2012, subject to conditions as specified, and making environmental findings.

Question: Shall this Hearing be HEARD AT PUBLIC HEARING?

Committee of the Whole Adjourn and Report

30. 111008 [Resolution to Establish the West Portal Community Benefit District]
Sponsor: Elsbernd
Resolution establishing a property-based business improvement district to be known as the "West Portal Community Benefit District," ordering the levy and collection of assessments against property located in that district for 13 years commencing with FY2011-2012, with services, activities, and improvements to be provided for 13 calendar years commencing January 1, 2012, subject to conditions as specified, and making environmental findings.

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:30 P.M. - Recognition of Commendations

SPECIAL ORDER 4:00 P.M.

APPEAL PROCEDURES
Board Rule 4.29 provides that public hearings on appeals shall be scheduled for 4pm. If more than one public hearing is scheduled, then the Clerk, in consultation with the President, may determine the order in which the appeals will be scheduled. Second and later appeals may be scheduled at specified times later than 4 pm. An appeal shall not be heard prior to its scheduled time on the calendar, and it may not be called until the Board's consideration of appeals scheduled earlier on the calendar is completed. It is the policy of the Clerk of the Board to schedule multiple appeals in the following order at 4pm:

1. *Appeals where all parties have agreed to request a continuance or a tabling of the appeal.*
2. *Continued appeals from previous Board meetings (continued appeals will be listed in order of those closest to deadlines for Board decision).*
3. *Appeals appearing on the calendar for the first time, in chronological order of receipt by the Clerk.*
4. *Multiple appeals appearing on the calendar may be staggered at times specific, beginning at 4pm.*
5. *Appeals involving participants who have ADA considerations may be set for specific times beginning at 4pm.*

31. 110950 [Conditional Use Appeal - 4141 Geary Boulevard/450 - 6th Avenue]
Hearing of persons interested in or objecting to the decision of the Planning Commission's July 28, 2011, Conditional Use Authorization identified as Planning Case No. 2010.0951C, by its Motion No. 18415, under Planning Code Sections 209.6(b) and 303, to install a wireless telecommunications facility consisting of nine panel antennas and related equipment on an existing mechanical penthouse on the roof of a five-story publicly used structure (Kaiser Hospital) as part of Verizon's wireless telecommunications network within the RM-1 (Mixed, Low Density) and NC-3 (Neighborhood Commercial, Moderate Scale) Zoning Districts, and a 80-E Height and Bulk District, on property located at 4141 Geary Boulevard/450 - 6th Avenue, Assessor's Block No. 1539, Lot No. 003. (District 1) (Filed by Sandra Fen Ng on behalf of the San Francisco Tomorrow and subscribed by Supervisors Mar, Avalos, Chiu, Kim, and Mirkarimi.)

(Filed August 29, 2011; Companion Measure to File Nos. 110951, 110952, and 11953.)

Question: Shall this Hearing be HEARD AT PUBLIC HEARING?

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the conditional use application decision described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be approved.)

32. 110951 **[Approving Planning Commission Decision Related to Conditional Use Authorization - 4141 Geary Boulevard/450 - 6th Avenue]**
Motion approving decision of the Planning Commission by its Motion No. 18415, approving Conditional Use Authorization identified as Planning Case No. 2010.0951C on property located at 4141 Geary Boulevard/450 - 6th Avenue, and adopting findings pursuant to Planning Code Section 101.1 (Clerk of the Board)

Question: Shall this Motion be APPROVED?

33. 110952 **[Disapproving Planning Commission Decision Related to Conditional Use Authorization - 4141 Geary Boulevard/450 - 6th Avenue]**
Motion disapproving decision of the Planning Commission by its Motion No. 18415, approving Conditional Use Authorization identified as Planning Case No. 2010.0951C on property located at 4141 Geary Boulevard/450 - 6th Avenue, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

34. 110953 **[Preparation of Findings Related to the Conditional Use Authorization - 4141 Geary Boulevard/450 - 6th Avenue]**
Motion directing the Clerk of the Board to prepare findings relating to proposed Conditional Use Authorization identified as Planning Case No. 2010.0951C on property located at 4141 Geary Boulevard/450 - 6th Avenue.

Question: Shall this Motion be APPROVED?

ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.

Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

CLOSED SESSION

CONFERENCE WITH LEGAL COUNSEL - Anticipated Litigation as Defendant

35. 111044 [Closed Session - Anticipated Litigation - Public Financing Law]
Sponsor: Kim
Motion that the Board of Supervisors convene in closed session on September 27, 2011, to consult with Legal Counsel for the purpose of conferring with, or receiving advice from, Legal Counsel regarding anticipated litigation involving the City's public financing law (Campaign and Governmental Conduce Code Section 1.144) in light of Arizona Free Enterprise Club's Freedom PAC et al. v. Bennett, U.S. Supreme Court Case No. 10-238.

Government Code Section 54956.9(b) and San Francisco Administrative Code Section 67.10(d)(2) permit this closed session because discussion in open session concerning this matter would likely and unavoidably prejudice the position of the City in the anticipated litigation.

Question: Shall this Motion be APPROVED?

[Elect To Disclose]
Motion that the Board finds it is in the best interest of the public that the Board elect at this time to disclose its closed session deliberations.

[Elect Not to Disclose]
Motion that the Board finds that it is in the best interests of the public that the Board elect at this time not to disclose its closed session deliberations.

After a closed session, if one occurs, pending approval of above action to disclose, the President shall (1) request the Deputy City Attorney to identify the subjects discussed in the closed session, and (2) direct the Clerk of the Board to report the vote taken on any motion in the closed session.

From the Rules Committee Without Recommendation

Present: Supervisors Kim, Elsbernd, Chu

36. 110718 [Campaign and Governmental Conduct Code - Capping the Amount of Public Matching Funds]
Sponsors: Farrell; Elsbernd
Ordinance amending the San Francisco Campaign and Governmental Conduct Code Section 1.144 to cap the amount of public matching funds.

09/20/2011; CONTINUED ON FIRST READING.

Question: Shall this Ordinance be PASSED ON FIRST READING?

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced for adoption without committee reference. A unanimous vote is required for adoption of these resolutions today. Any Supervisor may require any resolution to go to committee.

Questions on the For Adoption Without Committee Reference Agenda are on for adoption, or approved, as indicated.

Items 37 through 47

37. 111035 **[Grant Application - 2011 United States Department of Housing and Urban Development Continuum of Care Programs]**
Sponsor: Mayor
Resolution approving the City and County of San Francisco 2011 grant application for the United States Department of Housing and Urban Development Continuum of Care Programs and fulfilling the San Francisco Board of Supervisors review and approval process for all annual or otherwise recurring grants of $5,000,000 or more.

09/20/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

38. 111036 **[Urging Governor Jerry Brown to Sign Assembly Bill 101 - Quality Family Child Care Act]**
Sponsor: Avalos
Resolution urging Governor Jerry Brown to sign Assembly Bill 101, the Quality Family Child Care Act.

09/20/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

39. 111037 **[Accept and Expend Grant - Community Health Assessment and Community Health Improvement Plan Demonstration Site Project - $33,833]**
Sponsor: Campos
Resolution authorizing the San Francisco Department of Public Health to retroactively accept and expend a grant in the amount of $33,833 from National Association of County and City Health Officials to participate in a program entitled "Community Health Assessment and Community Health Improvement Plan Demonstration Site Project" for the period of July 5, 2011, through July 4, 2012.

09/20/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

40. 111038 [Accept and Expend Grant - Cross Bay Collaborative to Combat Human Trafficking Program - $60,000]
Sponsor: Kim
Resolution authorizing the San Francisco Department of Public Health (DPH) to retroactively accept and expend a grant in the amount of $60,000 from Standing Against Global Exploitation to participate in a program entitled "Cross Bay Collaborative to Combat Human Trafficking" for the period of July 1, 2011, through June 30, 2012.

09/20/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

41. 111039 [Approval of a Six Month Extension for Planning Commission Review of Japantown Special Use District Provisions (File No. 110768)]
Sponsor: Mirkarimi
Resolution extending by six months the prescribed time within which the Planning Commission may render its decision on a proposed Ordinance (File No. 110768) that would amend the Planning Code by amending Section 249.31 to prohibit a Medical Service Use or a Business or Professional Use on the ground floor in the area zoned NC-2 in the Japantown Special Use District; and making environmental findings and findings of consistence with the General Plan and priority policies of Planning Code Section 101.1.

09/20/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

42. 111040 [Accept and Expend Grant - Central Asia Surveillance Assessment - $23,933]
Sponsor: Wiener
Resolution authorizing the Department of Public Health to retroactively accept and expend a grant from Columbia University in the amount of $23,933 to participate in a program entitled "Central Asia Surveillance Assessment" for the period of April 1, 2011, through June 30, 2011.

09/20/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

43. 111041 [Accept and Expend Grant - Atlanta HQ University of California San Francisco Technical Assistance - $13,595]
Sponsor: Wiener
Resolution authorizing the Department of Public Health to retroactively accept and expend a grant from the University of California San Francisco in the amount of $13,595 to participate in a program entitled "Atlanta HQ UCSF Technical Assistance to Support President's Emergency Plan for AIDS" for the period of October 1, 2011, through March 31, 2012.

09/20/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

44. 111042 **[Urging Congress to Provide Funding for the Land and Water Conservation Fund]**
Sponsor: Wiener
Resolution urging Congress to provide funding for the Land and Water Conservation Fund

09/20/2011, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

Question: Shall this Resolution be ADOPTED?

45. 111043 **[Accept and Expend Grant - Atlanta HQ University of California San Francisco Technical Assistance - $27,189]**
Sponsor: Wiener
Resolution authorizing the Department of Public Health to retroactively accept and expend a grant from the University of California San Francisco in the amount of $27,189 to participate in a program entitled "Atlanta HQ UCSF Technical Assistance to Support President's Emergency Plan for AID" for the period of April 1, 2011, through March 31, 2012

09/20/2011, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

46. 111026 **[Final Map 5625 - 333 Greenwich Street]**
Motion approving Final Map 5625, a Five Unit Residential Condominium Project, located at 333 Greenwich Street being a subdivision of Assessor's Block No. 0086, Lot No. 010; and adopting findings pursuant to the General Plan and City Planning Code Section 101.1 (Public Works Department)

09/20/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

47. 111027 **[Final Map 6395 - 2829 California Street and 1933 Divisadero Street]**
Motion approving Final Map 6395, a 13 Residential Unit and Three Commercial Unit Mixed-Use Condominium Project, located at 2829 California Street and 1933 Divisadero Street being a subdivision of Assessor's Block No. 1028, Lot Nos. 003 and 028; and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

09/20/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

48. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires eight (8) votes or a unanimous six (6) or seven (7). A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

LEGISLATION INTRODUCED AT ROLL CALL

PROPOSED ORDINANCES

110993 **[Police Code - Commercial Parking Permits]**
Ordinance amending the San Francisco Police Code Section 1215.2 to modify the requirements for the Chief of Police to refer applications for Commercial Parking Permits to the Municipal Transportation Agency for review of traffic impacts. (Municipal Transportation Agency)

09/19/2011; ASSIGNED UNDER 30 DAY RULE to the Public Safety Committee.

110994 **[Transportation Code - Clipper Card Regulations]**
Ordinance amending the San Francisco Transportation Code, Article 7, Division I, by adding Section 7.2.104 to regulate the use of Clipper Cards on transit vehicles or in Proof of Payment Zones. (Municipal Transportation Agency)

09/19/2011; ASSIGNED UNDER 30 DAY RULE to the City Operations and Neighborhood Services Committee.

110995 **[Mission Bay South Blocks 41-43, Phase 2 - Improvements]**
Ordinance accepting the irrevocable offer of public infrastructure improvements associated with Mission Bay South Blocks 41-43, Phase 2, including acquisition facilities on Owens Street and within public utility easements in private streets; declaring City property as shown on official Department of Public Works maps as open public right-of-way dedicating such improvements for public use and designating Owens Street and improvements for street and roadway purposes; establishing street grades and sidewalk widths on Owens Street, accepting said facilities for City maintenance and liability purposes, subject to specified limitations, adopting environmental findings and findings that such actions are consistent with the City's General Plan, eight priority policy findings of Planning Code Section 101.1, and the Mission Bay South Redevelopment Plan, accepting a Department of Public Works Order; and authorizing official acts in connection with this Ordinance (Public Works Department)

09/19/2011, RECEIVED AND ASSIGNED to the Land Use and Economic Development Committee.

110996 **[Mission Bay Park Block P16 - Improvements]**
Ordinance dedicating City property and portions of State Trust Parcels 4 and 5, known as Mission Bay Park Block P16, lying along Third Street, Mission Bay Boulevard North and Mission Bay Boulevard South for public use and naming the new park "Mission Bay Commons Park;" accepting the irrevocable offer for the acquisition facilities; designating said facilities for open space and park purposes; accepting the Park for maintenance and liability purposes, subject to specified limitations; adopting environmental findings and findings that such actions are consistent with the City's General Plan, priority policy findings of City Planning Code Section 101.1, and the Mission Bay South Redevelopment Plan, accepting a Department of Public Works Order and authorizing official acts in connection with this Ordinance. (Public Works Department)

09/19/2011, RECEIVED AND ASSIGNED to the Land Use and Economic Development Committee.

111028 **[Petitions and Communications]**
Petitions and Communications received from September 6, 2011, through September 19, 2011, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on September 27, 2011.

Personal information that is provided in communications to the Board of Supervisors is subject to disclosure under the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information provided will not be redacted.

From Department of Public Works, submitting status of repairing potholes at the intersection of Grattan and Shrader Streets. (Reference No. 20110906-007) (1)

From Office of the Treasurer and Tax Collector, submitting its Investment Report as of August 2011. (2)

From Sunshine Ordinance Task Force, submitting a request for immediate extension of Noise Ordinance Task Force's sunset date. (3)

From Clerk of the Board, submitting notification of amendments to Ethics Commission Regulations VI.A and XIV.C. (4)

From Office of Economic and Workforce Development, submitting a letter that funding provided in the budget for FY2011-2012 adopted by the Board is adequate for the office to meet service levels. (5)

From Ethics Commission, submitting its FY2010-2011 Annual Report. (6)

From Clerk of the Board, the following individuals have submitted a Form 700 Statements: (7)
Mike Alonso, Redistricting Task Force Member - Assuming
Eric McDonnell, Redistricting Task Force Member - Assuming
Sonia Melara, Redistricting Task Force Member - Assuming
David Pilpel, Redistricting Task Force Member - Assuming
Melissa Tidwell, Redistricting Task Force Member - Assuming
Jenny Lam, Redistricting Task Force Member - Assuming
Marily Mondejar, Redistricting Task Force Member - Assuming

From Ariella Hyman, Bicycle Advisory Committee, submitting a letter of resignation. (8)

*From United States Department of the Interior, National Park Service, submitting a summary edition and three volumes entitled Golden Gate National Recreation Area, Muir Woods National Monument, Draft General Management Plan/Environmental Impact Statement. (9)

From Michelle London, submitting opposition to a new cell phone tower at 3901 Mission. (10)

From concerned citizens, submitting support for wireless upgrades. 2 letters. (11)

From concerned citizens, submitting opposition to nudity in San Francisco. File No. 110967, 3 letters. (12)
From concerned citizens, submitting support for bird safe buildings. File No. 110785, 3 letters. (13)

*From concerned citizens, submitting support preserving Sharp Park wetlands and wildlife. File No. 110966, 860 letters. (14)

*From concerned citizens, submitting support for San Francisco Animal Control and Welfare Humane Pet Acquisition proposal. 17 letters (15)

From concerned citizens, submitting letters concerning aggressive transients loitering on the streets 2 letters (16)

From Jim and Ninfa Wood, submitting a letter concerning the noise level of patrons outside of club Ruby Skye. (17)

From John and Catherine Sanger, submitting a letter withdrawing as appellants from CEQA and Tentative Parcel Map Appeals for 1171 Sansome Street. File Nos. 110945 and 110835 (18)

From Jeannette Luini, submitting a letter of concerning recycling plastic bags. (19)

From California Public Utilities Commission, submitting notification of filing of Pacific Gas and Electric Company's, Gas Transmission Pipeline Safety Enhancement Plan. (20)

From Michel and Associates, P.C., on behalf of the California Rifle and Pistol Association Foundation, submitting opposition to safety storage and enhanced lethality ammunition findings. File No. 110901 (21)

From Frank Hung, submitting opposition to transitional age youth housing in the vicinity of bars, night clubs, and alcohol drinking establishments. (22)

From J.R. Rubang, submitting a letter concerning unfair treatment to injured United Airline personnel based out of San Francisco. File No. 093175. (23)

From Ralph and Arlene Reed, submitting support for false advertising by limited services pregnancy centers. File No. 110899. (24)

*From concerned citizens, submitting opposition to false advertising by limited services pregnancy centers. File No. 110899, 152 letters. (25)

From Controller's Office of Public Finance, submitting a copy of the Debt Policy of the City and County of San Francisco. (26)

*(An asterisked item represents the cover sheet to a document that exceeds 25 pages. The complete document is available at the Clerk's Office Room 244, City Hall.)

ADJOURNMENT

BOARD of SUPERVISORS

City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco 94102-4689
Tel. No. 554-5184
Fax No. 554-5163
TDD/TTY No. 554-5227

NOTICE OF PUBLIC HEARING

BOARD OF SUPERVISORS OF THE CITY AND COUNTY OF SAN FRANCISCO

NOTICE IS HEREBY GIVEN THAT the Board of Supervisors of the City and County of San Francisco will hold a public hearing to consider the following proposal and said public hearing will be held as follows, at which time all interested parties may attend and be heard:

GOVERNMENT
DOCUMENTS DEPT
SEP 23 2011
SAN FRANCISCO
PUBLIC LIBRARY

Date: **Tuesday, October 4, 2011**

Time: **4:00 p.m.**

Location: **Hearing Room 416, 4th Floor located at City Hall, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102**

Subject: **File No. 110977. Hearing of persons interested in or objecting to the decision of the Planning Department's issuance and the Planning Commission's affirmation of a Mitigated Negative Declaration (Case No. 2010.0420E) adopted and issued on July 14, 2011, under the California Environmental Quality Act, for a project located at 3151-3155 Scott Street. The proposed work involves the conversion of a building formerly used as a 29-room tourist hotel (d.b.a. King Edward II) to a group housing use with up to 24 affordable group housing units (for transitional age youth (i.e., youth transitioning out of foster care because they have turned 18 years old) between the ages of 18 and 24), one manager's unit, and rooms for programmatic needs. The subject property is located in the NC-3 (Moderate-Scale Neighborhood Commercial District) and a 40-X Height and Bulk District, Assessor's Block No. 0937, Lot No. 001. (District 2) (Appellants: Lori Brooke and Steven L. Hammond on behalf of the Cow Hollow Association, joined by Various Associations.)**

Pursuant to Government Code Section 65009, notice is hereby given, if you challenge, in court, the matter described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

In accordance with Section 67.7-1 of the San Francisco Administrative Code, persons who are unable to attend the hearing on these matters may submit written comments to the City prior to the time the hearing begins. These comments will be made a part of the official public records in these matters, and shall be brought to the attention of the Board of Supervisors. Written comments should be addressed to Angela Calvillo, Clerk of the Board, Room 244, City Hall, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102. Information relating to this matter is available in the Office of the Clerk of the Board and agenda information will be available for public review on Thursday, September 29, 2011.

Angela Calvillo
Clerk of the Board

DATED/POSTED/MAILED: September 23, 2011

BOARD OF SUPERVISORS

CITY AND COUNTY OF SAN FRANCISCO

AGENDA

GOVERNMENT
DOCUMENTS DEPT
SEP 30 2011
SAN FRANCISCO
PUBLIC LIBRARY

Hearing Room 416
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tuesday, October 4, 2011 - 2:00 PM

Regular Meeting

DAVID CHIU, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, CARMEN CHU, MALIA COHEN, SEAN ELSBERND, MARK FARRELL, JANE KIM, ERIC MAR, ROSS MIRKARIMI, SCOTT WIENER

Angela Calvillo, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.sfbos.org

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Chu, Mirkarimi, Kim	Wednesday 10:00 AM
City and School District Select Committee Supervisors Cohen, Avalos, Chu, Commissioners Fewer, Maufas, Norton	2nd and 4th Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors Avalos, Mar, Elsbernd	2nd and 4th Monday 10:00 AM
Government Audit and Oversight Committee Supervisors Campos, Farrell, Chiu	2nd and 4th Thursday 10:00 AM
Land Use and Economic Development Committee Supervisors Mar, Cohen, Wiener	Monday 1:00 PM
Public Safety Committee Supervisors Mirkarimi, Cohen, Campos	1st and 3rd Thursday 10:30 AM
Rules Committee Supervisors Kim, Elsbernd, Farrell	1st and 3rd Thursday 1:30 PM

First-named Supervisor is Chair, Second-named Supervisor is Vice-Chair of the Committee.

Agenda Item Information

Each item on the Consent or Regular agenda may include the following documents:

1) Legislation
2) Budget and Legislative Analyst report
3) Department or Agency cover letter and/or report
4) Public correspondence

These items will be available for review at 1 Dr. Carlton B. Goodlett Place, City Hall, Room 244, Reception Desk.

Meeting Procedures

The Board of Supervisors is the legislative body of the City and County of San Francisco. The Board has several standing committees where ordinances and resolutions are the subject of hearings at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers, and similar sound-producing electronic devices; 3) bringing in or displaying signs in the meeting room; and 4) standing in the meeting room.

Each member of the public will be allotted the same maximum number of minutes to speak as set by the President or Chair at the beginning of each item or public comment, excluding City representatives, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

IMPORTANT INFORMATION: The public is encouraged to testify at Committee meetings. Persons unable to attend the meeting may submit to the City, by the time the proceedings begin, written comments regarding the agenda items above. These comments will be made a part of the official public record and shall be brought to the attention of the Board of Supervisors. Written communications should be submitted to the Clerk of the Board, Clerk of a Committee or its members: 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102. Communications which are not received prior to the hearing may be delivered to the Clerk of the Committee at the hearing and you are encouraged to bring enough copies for distribution.

LAPTOP COMPUTER FOR PRESENTATIONS: Contact City Hall Media Services at (415) 554-7490 to coordinate the use of the laptop computer for presentations. Presenters should arrive 30 minutes prior to the meeting to test their presentations on the computer.

AGENDA PACKET: Available for review in Clerk's Office, Room 244, City Hall, 1 Dr.Carlton B Goodlett Place, or on the internet at http://www.sfbos.org/meetings. Meetings are cablecast on SF Cable 26. For DVD copies and scheduling call (415) 554-4188.

LANGUAGE INTERPRETERS: Requests must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722. AVISO EN ESPAÑOL: La solicitud para un traductor debe recibirse antes de mediodía de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯　必須在會議前最少四十八小時提出要求
請電　(415) 554-7719

Disability Access

The Legislative Chamber (Room 250) and the Committee Room (Room 263) in City Hall are wheelchair accessible. Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the F, J, K, L, M, N, T (exit at Civic Center or Van Ness Stations). MUNI bus lines also serving the area are the 5, 6, 9, 19, 21, 47, 49, 71, and 71L. For more information about MUNI accessible services, call (415) 701-4485.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under The Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils, and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact by mail Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102; phone at (415) 554-7724; fax at (415) 554-7854; or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfbos.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 252-3100; fax (415) 252-3112; web site http://www.sfgov.org/ethics

ROLL CALL AND PLEDGE OF ALLEGIANCE

AGENDA CHANGES

COMMUNICATIONS

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Questions on the Consent Agenda are on final passage, first reading, adoption, or approved, as indicated.

Items 1 through 7

Recommendation of the Budget and Finance Committee

Present: Supervisors Chu, Mirkarimi, Kim

1. 110900 **[Administrative Code - Film Fees and Rebate Program]**
Sponsor: Farrell
Ordinance amending the San Francisco Administrative Code Sections 57.5 and 57.8 to: 1) decrease filming fees for smaller-budget productions; 2) include documentary films, docudrama films, and "reality" programming among eligible productions for the Film Rebate Program; 3) exempt productions by nonprofit entities, public service announcements, and qualifying student productions from film fees; and 4) make environmental findings.

(Fiscal Impact)

09/27/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the City Operations and Neighborhood Services Committee

Present: Supervisors Avalos, Mar, Elsbernd

2. 110884 [Accept and Expend Grant - the STOP Study - $443,333]
Sponsor: Wiener
Resolution authorizing the San Francisco Department of Public Health to retroactively accept and expend a grant from the Centers for Disease Control and Prevention in the amount of $443,333 to fund the STOP Study for the period of June 15, 2011, through June 14, 2012.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Public Safety Committee

Present: Supervisors Mirkarimi, Cohen

3. 110846 [Administrative Code - Postrelease Community Supervision Program]
Sponsors: Mirkarimi; Cohen
Ordinance amending the San Francisco Administrative Code by adding Article XXII, Sections 2A.300 and 2A.301, Chapter 2A to: 1) designate the Adult Probation Department as the county agency responsible for providing postrelease community supervision to eligible inmates released from state prison, as required under California Penal Code section 3451; and 2) authorize the Adult Probation Department to develop a Home Detention and Electronic Monitoring Program that can be used as a supervision tool and sanction for persons who violate conditions of their Postrelease Community Supervision Program.

09/27/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

4. 110901 [Police Code - Safe Storage and Enhanced-Lethality Ammunition Findings]
Sponsors: Mirkarimi; Campos, Cohen and Chiu
Ordinance amending the San Francisco Police Code by adding Sections 4511 and 613.9.5 to add findings to ordinances: 1) requiring a handgun to be kept in a locked container or disabled with a trigger lock; and 2) prohibiting the sale of enhanced-lethality ammunition.

09/27/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Rules Committee

Supervisors Kim, Elsbernd, Farrell

5. 110139 **[Settlement of Lawsuit - Loren Miller Homes - $317,500]**
Ordinance authorizing settlement of the lawsuit filed by Loren Miller Homes, a California corporation, against the City and County of San Francisco for $317,500; the lawsuit was filed on July 22, 2010, in San Francisco Superior Court, Case No. CGC-10-501831; entitled Loren Miller Homes v. City and County of San Francisco, et al. (City Attorney)

09/27/2011 PASSED, ON FIRST READING

Question: Shall this Ordinance be FINALLY PASSED?

6. 110692 **[Settlement of Lawsuit - West Bay Builders, Inc. - City to Retain $900,000]**
Ordinance authorizing settlement of the lawsuit entitled West Bay Builders, Inc. v. City and County of San Francisco, San Francisco Superior Court Case No. CGC-10-503366, arising from a breach of contract dispute regarding Contract No. 6159A for construction of a new Recreation and Park Department (RPD) facility known as the Minnie and Lovie Ward Recreation Center and Ocean View Park, for which West Bay Builders, Inc., served as the prime contractor, calling for the RPD to retain $900,000 from the contract balance and including other material terms of said settlement. (City Attorney)

09/27/2011: PASSED, ON FIRST READING

Question: Shall this Ordinance be FINALLY PASSED?

7. 110954 **[Settlement of Lawsuit - Julio Calero - $75,000]**
Ordinance authorizing settlement of the lawsuits filed by Julio Calero against the City and County of San Francisco for $75,000; the lawsuits were filed on September 18, 2009, and March 19, 2010, in San Francisco Superior Court, Case Nos. CGC-08-479969 and CGC-10-497921; entitled Julio Calero, et al. v. City and County of San Francisco, et al. and Julio Calero, et al. v. Colin Construction Company, et al. (City Attorney)

09/27/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Budget and Finance Committee

Present: Supervisors Chu, Kim

8. 110720 [Administrative Code - Gift Funds]
Sponsors: Mayor; Chiu and Chu
Ordinance amending the San Francisco Administrative Code to: 1) create a Recreation and Parks Gift Fund; 2) update the Mayor's Earthquake Emergency Relief Fund to broaden its purpose as a general disaster recovery fund; and 3) amend the Mayor's Fund for the homeless to change the administering agency.

09/20/2011; PASSED, ON FIRST READING.

09/27/2011; AMENDED.

09/27/2011; PASSED ON FIRST READING AS AMENDED.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Land Use and Economic Development Committee

Present: Supervisors Mar, Cohen, Wiener

9. 110854 [Environment Code - Green Building Requirements for City Buildings]
Sponsors: Mayor; Mar
Ordinance amending the San Francisco Environment Code, Chapter 7, Sections 700 through 713, to update the green building requirements for the design, construction, and operation of City buildings.

09/27/2011; AMENDED.

09/27/2011; PASSED ON FIRST READING AS AMENDED.

Question: Shall this Ordinance be FINALLY PASSED?

From the Land Use and Economic Development Committee Without Recommendation

Present: Supervisors Mar, Cohen, Wiener

10. 110589 **[Planning Code - Zoning Map - Establishing the Lombard and Scott Street Affordable Group Housing Special Use District - 3151-3155 Scott Street]**
Sponsors: Chiu; Avalos, Kim, Mar, Mirkarimi and Campos
Ordinance amending the San Francisco Planning Code Section Map 2SU, and adding Section 249.55, to: 1) create the Lombard and Scott Street Affordable Group Housing Special Use District for the real property encompassing 3151-3155 Scott Street (Assessor's Block No. 0937, Lot No. 001), at the southwest corner of Scott and Lombard Streets, in order to facilitate the development of an affordable group housing project; and 2) making environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

09/20/2011, CONTINUED ON FIRST READING.

Question: Shall this Ordinance be PASSED ON FIRST READING?

From the Rules Committee Without Recommendation

Present: Supervisors Kim, Elsbernd, Chu

11. 110718 **[Campaign and Governmental Conduct Code - Capping the Amount of Public Matching Funds]**
Sponsors: Farrell; Elsbernd
Ordinance amending the San Francisco Campaign and Governmental Conduct Code Section 1.144 to cap the amount of public matching funds.

09/20/2011; CONTINUED ON FIRST READING.

09/27/2011; CONTINUED ON FIRST READING.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Kim, Elsbernd, Farrell

12. 110955 [Settlement of Lawsuits - Mitchell Engineering; Authorization of Bonds and Appropriation of Funds - Not to Exceed $15,750,000]
Ordinance: 1) authorizing settlement of all claims arising out of nine lawsuits involving Mitchell Engineering and the City and County of San Francisco; 2) declaring the intent of the San Francisco Public Utilities Commission to reimburse certain expenditures for settlement costs from proceeds of future bonded indebtedness for purposes of complying with Section 147(f) of the Internal Revenue Code of 1986, as amended; 3) authorizing the issuance of Settlement Bonds in connection therewith, as well as the associated financing cost to issue; 4) appropriating $15,750,000, including insurance proceeds in the total amount of $750,000, project construction funds in the total amount of $920,207, and proceeds of Settlement Bonds in the amount of $14,079,793; and 5) authorizing the use of substitute fund balance as a source in lieu of Settlement Bonds if available. (City Attorney)

09/27/2011; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Chu, Mirkarimi, Kim

13. 110870 [Engineering Design Agreement No. CS-879A - Water System Improvement Program - Not to Exceed $14,000,000]
Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute amendments to increase Engineering Project Design Services Agreement No. CS-879A for Water System Improvement Program (WSIP) funded projects with total revised agreement amounts not to exceed $14,000,000 pursuant to Charter Section 9.118. (Public Utilities Commission)

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

14. 110871 [Engineering Design Agreement No. CS-879B - Water System Improvement Program - Not to Exceed $15,000,000]
Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute amendments to increase Engineering Project Design Services Agreement No. CS-879B for Water System Improvement Program (WSIP) funded projects with total revised agreement amounts not to exceed $15,000,000 pursuant to Charter Section 9.118. (Public Utilities Commission)

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

15. 110872 **[Engineering Design Agreement No. CS-879C - Water System Improvement Program - Not to Exceed $16,500,000]**
Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute amendments to increase Engineering Project Design Services Agreement No. CS-879C for Water System Improvement Program (WSIP) funded projects with total revised agreement amounts not to exceed $16,500,000 pursuant to Charter Section 9.118. (Public Utilities Commission)

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

16. 110874 **[Management Services Agreement No. CS-918 - Water System Improvement Program - Not to Exceed $17,500,000]**
Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute amendments to increase New Irvington Tunnel Construction Management Services Agreement No. CS-918 for Water System Improvement Program (WSIP) funded projects with total revised agreement amounts not to exceed $17,500,000 pursuant to Charter Section 9.118. (Public Utilities Commission)

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

17. 110875 **[Management Services Agreement No. CS-963 - Water System Improvement Program - Not to Exceed $34,000,000]**
Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute amendments to increase Program Construction Management Services Agreement No. CS-963 for Water System Improvement Program (WSIP) funded projects with total revised agreement amounts not to exceed $34,000,000 pursuant to Charter Section 9.118. (Public Utilities Commission)

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

18. 110960 **[Office of the Controller to Examine Confidential State Board of Equalization Tax Records]**
Resolution authorizing designated officers and employees of the City and County of San Francisco to examine sales or transactions and use tax records of the State Board of Equalization pursuant to California Revenue and Taxation Code Section 7056. (Controller)

Question: Shall this Resolution be ADOPTED?

19. 110961 **[MuniServices, LLC, to Examine Confidential State Board of Equalization Tax Records]**
Resolution authorizing MuniServices, LLC, to examine sales or transactions and use tax records of the State Board of Equalization on behalf of the City and County of San Francisco pursuant to California Revenue and Taxation Code Section 7056. (Controller)

(Fiscal Impact.)

Question: Shall this Resolution be ADOPTED?

20. 110972 [Contract - San Francisco Community Health Authority - Provider Payment Services for the Healthy San Francisco Program]
Sponsor: Mayor
Resolution authorizing the Director of Public Health and the Director of the Office of Contract Administration/Purchaser to retroactively contract with the San Francisco Community Health Authority for provider payment services for the Healthy San Francisco Program for the term of July 1, 2011, through June 30, 2012.

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

21. 111005 [Accept and Expend Grant - Primary and Behavioral Health Care Integration - $473,485]
Sponsor: Kim
Resolution authorizing the San Francisco Department of Public Health to accept and expend a grant from Department of Health and Human Services, Substance Abuse and Mental Health Services, and Center for Mental Health Services in the amount of $473,485 to fund the Primary and Behavioral Health Care Integration for the period September 1, 2011, through August 31, 2012.

Question: Shall this Resolution be ADOPTED?

From the Budget and Finance Committee Without Recommendation

Present: Supervisors Chu, Mirkarimi, Kim

22. 111034 [Tax Credit Agreement - U.S. Bancorp - SFJazz Investment of $11,104,275]
Sponsor: Kim
Resolution making findings under the California Environmental Quality Act and approving a new market tax credit indemnification agreement with U.S. Bancorp Community Development Corporation in connection with its investment of $11,104,275 for the new SFJazz Building at 205 Franklin Street.

Question: Shall this Resolution be ADOPTED?

From the City Operations and Neighborhood Services Committee Without Recommendation

Present: Supervisors Avalos, Mar, Elsbernd

23. 110899 [Administrative Code - False Advertising by Limited Services Pregnancy Centers]
Sponsors: Cohen; Chiu, Wiener, Kim, Chu and Mar
Ordinance amending the San Francisco Administrative Code by adding Chapter 93, Sections 93.1 through 93.5, to prohibit limited services pregnancy centers from making false or misleading statements to the public about pregnancy-related services the centers offer or perform.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Campos, Farrell, Chiu

24. 110791 **[Board Response to the 2010-2011 Civil Grand Jury Report Entitled "Hiring Practices of the City and County of San Francisco"]**
Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2010-2011 Civil Grand Jury Report entitled "Hiring Practices of the City and County of San Francisco" and urging the Mayor to cause the implementation of accepted findings and recommendations through department heads and through the development of the annual budget. (Clerk of the Board)

Question: Shall this Resolution be ADOPTED?

25. 110793 **[Board Response to the 2010-2011 Civil Grand Jury Report Entitled "San Francisco's Ethics Commission: The Sleeping Watchdog"]**
Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2010-2011 Civil Grand Jury Report entitled "San Francisco's Ethics Commission: The Sleeping Watchdog" and urging the Mayor to cause the implementation of accepted findings and recommendations through his department heads and through the development of the annual budget. (Clerk of the Board)

Question: Shall this Resolution be ADOPTED?

Recommendation of the Land Use and Economic Development Committee

Present: Supervisors Mar, Cohen, Wiener

26. 110913 **[Gift Acceptance - Powell Street Promenade]**
Sponsor: Kim
Resolution acknowledging and accepting the Union Square Business Improvement District's gift of the Powell Street Promenade on Powell Street, between Geary Boulevard and Ellis Street, and dedicating these improvements to public use.

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:30 P.M. - Recognition of Commendations

SPECIAL ORDER 4:00 P.M.

APPEAL PROCEDURES
Board Rule 4.29 provides that public hearings on appeals shall be scheduled for 4pm. If more than one public hearing is scheduled, then the Clerk, in consultation with the President, may determine the order in which the appeals will be scheduled. Second and later appeals may be scheduled at specified times later than 4 pm. An appeal shall not be heard prior to its scheduled time on the calendar, and it may not be called until the Board's consideration of appeals scheduled earlier on the calendar is completed. It is the policy of the Clerk of the Board to schedule multiple appeals in the following order at 4pm:

1. *Appeals where all parties have agreed to request a continuance or a tabling of the appeal.*
2. *Continued appeals from previous Board meetings (continued appeals will be listed in order of those closest to deadlines for Board decision).*
3. *Appeals appearing on the calendar for the first time, in chronological order of receipt by the Clerk.*
4. *Multiple appeals appearing on the calendar may be staggered at times specific, beginning at 4pm.*
5. *Appeals involving participants who have ADA considerations may be set for specific times beginning at 4pm.*

27. 110945 [Public Hearing - Appeal of Determination of Exemption from Environmental Review - 1171 Sansome Street]
Hearing of persons interested in or objecting to the decision of the Planning Department dated August 16, 2010, Case No. 2008.015E, that a project located at 1171 Sansome Street (aka 1111 Sansome Street) is exempt from environmental review under Categorical Exemption, General Rule Exclusion [State CEQA Guidelines Section 15061(b)(3)]. The proposed work involves subdivision of an existing undeveloped lot into a 3,300 square foot parcel and a 9,300 square foot parcel, Lot No. 40, in Assessor Block No. 113. (District 3) (Appellants: David Davies, Jack Weeden, and Verdica Puri)

(Filed August 22, 2011; Companion Measure to File Nos. 110946, 110947, and 110948.)

Question: Shall this Hearing be HEARD AT PUBLIC HEARING?

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the Categorical Exemption from Environmental Review described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be approved.)

28. 110946 [Affirming the Exemption Determination - 1171 Sansome Street]
Motion affirming the determination by the Planning Department that the 1171 Sansome Street project (aka 1111 Sansome Street) is exempt from environmental review. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

29. 110947 [Reversing the Exemption Determination - 1171 Sansome Street]
Motion reversing the determination by the Planning Department that the 1171 Sansome Street project (aka 1111 Sansome Street) is exempt from environmental review. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

30. 110948 **[Preparation of Findings to Reverse the Exemption Determination - 1171 Sansome Street]**
Motion directing the Clerk of the Board to prepare findings reversing the exemption determination by the Planning Department that the project located at 1171 Sansome Street (aka 1111 Sansome Street) is exempt from environmental review.

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 4:00 P.M.

31. 110835 **[Public Hearing - Appeal of Tentative Parcel Map - 1171 Sansome Street]**
Hearing of persons interested in or objecting to the decision of the Department of Public Works dated June 30, 2011, approving a Tentative Parcel Map for a 2-lot subdivision located at 1171 Sansome Street, Assessor's Block No. 0113, Lot No. 040. (District 3) (Appellants: David Davies and Jack Weeden). (Clerk of the Board)

(Filed July 11, 2011; Companion Measure to File Nos. 110836, 110837, and 110838.)

08/02/2011 CONTINUED.

09/06/2011, CONTINUED.

Question: Shall this Hearing be HEARD AT PUBLIC HEARING?

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the Tentative Parcel Map described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be approved.)

32. 110836 **[Approving Decision of the Department of Public Works and Approving the Tentative Parcel Map - 1171 Sansome Street]**
Motion finding the Tentative Parcel Map for a 2-lot subdivision located at 1171 Sansome Street, Assessor's Block No. 0113, Lot No. 040, consistent with the City's General Plan and eight priority policies of Planning Code Section 101.1; approving the decision of the Department of Public Works; and approving the Tentative Parcel Map. (Clerk of the Board)

08/02/2011; CONTINUED.

09/06/2011; CONTINUED.

Question: Shall this Motion be APPROVED?

33. 110837 [Disapproving Decision of the Department of Public Works and Disapproving the Tentative Parcel Map - 1171 Sansome Street]

Motion finding the Tentative Parcel Map for a 2-lot subdivision located at 1171 Sansome Street, Assessor's Block No. 0113, Lot No. 040, consistent with the City's General Plan and eight priority policies of Planning Code Section 101.1; disapproving the decision of the Department of Public Works; and disapproving the Tentative Parcel Map. (Clerk of the Board)

08/02/2011; CONTINUED.

09/06/2011; CONTINUED.

Question: Shall this Motion be APPROVED?

34. 110838 [Preparation of Findings Related to the Tentative Parcel Map Disapproval - 1171 Sansome Street]

Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision to disapprove the Tentative Parcel Map for a 2-lot subdivision located at 1171 Sansome Street, Assessor's Block No. 0113, Lot No. 040. (Clerk of the Board)

08/02/2011; CONTINUED.

09/06/2011; CONTINUED.

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 4:00 P.M.

35. 110977 [Public Hearing - Appeal of Mitigated Negative Declaration - 3151-3155 Scott Street]

Hearing of persons interested in or objecting to the decision of the Planning Department's issuance and the Planning Commission's affirmation of a Mitigated Negative Declaration (Case No. 2010.0420E) adopted and issued on July 14, 2011, under the California Environmental Quality Act, for a project located at 3151-3155 Scott Street. The proposed work involves the conversion of a building formerly used as a 29-room tourist hotel (d.b.a. King Edward II) to a group housing use with up to 24 affordable group housing units (for transitional age youth (i.e., youth transitioning out of foster care because they have turned 18 years old) between the ages of 18 and 24), one manager's unit, and rooms for programmatic needs. The subject property is located in the NC-3 (Moderate-Scale Neighborhood Commercial) District, and a 40-X Height and Bulk District, Assessor's Block No. 0937, Lot No. 001. (District 2) (Appellants: Lori Brooke and Steven L. Hammond on behalf of the Cow Hollow Association, joined by Various Associations.) (Clerk of the Board)

(Filed September 8, 2011; Companion Measure to Files 110978; 110979, and 110980.)

Question: Shall this Hearing be HEARD AT PUBLIC HEARING?

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the final negative declaration decision described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be approved.)

36 110978 **[Affirming the Issuance of a Final Mitigated Negative Declaration - 3151-3155 Scott Street]**
Motion affirming the issuance by the Planning Department of a Final Mitigated Negative Declaration for a project located at 3151-3155 Scott Street. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

37. 110979 **[Reversing the Issuance of a Final Mitigated Negative Declaration - 3151-3155 Scott Street]**
Motion reversing the issuance by the Planning Department of a Final Mitigated Negative Declaration for 3151-3155 Scott Street.

Question: Shall this Motion be APPROVED?

38. 110980 **[Preparation of Findings to Reverse the Issuance of a Final Mitigated Negative Declaration - 3151-3155 Scott Street]**
Motion directing the Clerk of the Board to prepare findings reversing the issuance by the Planning Department of a Final Mitigated Negative Declaration for 3151-3155 Scott Street. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 4:00 P.M.

39. 110935 **[Public Hearing - Conditional Use Appeal - 3151-3155 Scott Street]**
Hearing of persons interested in or objecting to the decision of the Planning Commission's July 14, 2011, Conditional Use Authorization identified as Planning Case No. 2010.0420CETZ, by its Motion No. 18405, under Planning Code Sections 303 and 249.55 to convert a vacant tourist hotel (dba Edward II Inn) to a group housing use containing up to 25 units (24 units for transitional age youth between 18 and 24, and one manager's unit) within the NC-3 (Moderate Scale, Neighborhood Commercial) District, the Lombard and Scott Street Affordable Group Housing Special Use District (SUD) and a 40-X Height and Bulk District, on property located at 3151-3155 Scott Street, Assessor's Block No. 0937, Lot No. 001. (District 2) (Appellant: Adam Polakoff on behalf of Cow Hollow Association, joined by Various Associations.)

(Filed August 15, 2011; Companion Measure to File Nos. 110936, 110937, and 110938.)

09/13/2011; CONTINUED.

Question: Shall this Hearing be HEARD AT PUBLIC HEARING?

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the conditional use application decision described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be approved.)

40. 110936 **[Approving the Planning Commission's Decision Related to the Conditional Use Authorization - 3151-3155 Scott Street]**
Motion approving the Planning Commission's decision, by its Motion No. 18405, approving the Conditional Use Authorization identified as Planning Case No. 2010.0420CETZ on property located at 3151-3155 Scott Street, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

09/13/2011; CONTINUED.

Question: Shall this Motion be APPROVED?

41. 110937 **[Disapproving Planning Commission's Decision Related to the Conditional Use Authorization - 3151-3155 Scott Street]**
Motion disapproving the Planning Commission's decision, by its Motion No. 18405, approving Conditional Use Authorization identified as Planning Case No. 2010.0420CETZ on property located at 3151-3155 Scott Street, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

09/13/2011; CONTINUED.

Question: Shall this Motion be APPROVED?

42. 110938 **[Preparation of Findings Related to the Conditional Use Authorization - 3151-3155 Scott Street]**
Motion directing the Clerk of the Board to prepare findings relating to proposed Conditional Use Authorization identified as Planning Case No. 2010.0420CETZ on property located at 3151-3155 Scott Street. (Clerk of the Board)

09/13/2011; CONTINUED.

Question: Shall this Motion be APPROVED?

COMMITTEE REPORTS

Reports from committees, if any, recommending emergency or urgent measures.

The following item will be considered by the Government Audit and Oversight Committee at a Special Meeting on Friday, September 30, 2011, at 1:00 p.m. The Chair intends to request the Committee to send the following item to the Board as a committee report on Tuesday, October 4, 2011.

43. 110998 **[Administrative Code - Health Care Security Ordinance]**
Sponsors: Campos; Cohen, Mar, Avalos, Kim and Mirkarimi
Ordinance amending the San Francisco Administrative Code Sections 14.1, 14.3, and 14.4 to: 1) clarify that only amounts actually paid to provide employee health care services shall satisfy the employer expenditure requirements of the Health Care Security Ordinance; 2) add an employee notification requirement; 3) modify penalty provisions; and 4) set an operative date.

Question: Shall this Ordinance be PASSED ON FIRST READING?

ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.

Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced for adoption without committee reference. A unanimous vote is required for adoption of these resolutions today. Any Supervisor may require any resolution to go to committee.

Questions on the For Adoption Without Committee Reference Agenda are on for adoption, or approved, as indicated.

Items 44 through 49

44. 111061 **[Urging Governor Jerry Brown to Support Assembly Bill 438 - Protect Public Libraries from for-Profit Corporation Takeovers]**
Sponsor: Avalos
Resolution urging Governor Jerry Brown to support and implement Assembly Bill 438 that protects public libraries from for profit corporate takeovers.

09/27/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

45. 111062 **[Mission Hiring Hall Day - October 13, 2011]**
Sponsor: Avalos
Resolution declaring October 13, 2011, as Mission Hiring Hall Day in the City and County of San Francisco to commemorate the 40th Anniversary and to acknowledge its contributions to community based employment services and honoring Mission Hiring Halls commitment to the creation, preservation, and advocacy of economic justice for our San Francisco workers and communities.

09/27/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

46. 111063 **[Supporting the Central Subway Project and Replacement Housing Obligation]**
Sponsors: Chiu; Kim, Cohen, Mar, Wiener, Elsbernd, Mirkarimi, Chu, Avalos, Campos and Farrell
Resolution supporting the Central Subway Project, replacement of all demolished rent controlled units, and that which provides relocation packages to all displaced tenants.

09/27/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

47. 111064 **[Walk to School Day - October 5, 2011]**
Sponsor: Kim
Resolution declaring October 5, 2011, as Walk to School Day in the City and County of San Francisco to promote the safety and health of San Francisco children.

09/27/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

48. 111065 **[Extending the Life of the Western SoMa Citizens Planning Task Force]**
Sponsor: Kim
Resolution extending the life of the Western SoMa Citizens Planning Task Force.

09/27/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

49. 111066 **[George Washington High School Day - October 15, 2011]**
Sponsor: Mar
Resolution celebrating the Diamond Jubilee of George Washington High School and proclaiming October 15, 2011, as George Washington High School Day in the City and County of San Francisco.

09/27/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

50. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires eight (8) votes or a unanimous six (6) or seven (7). A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

LEGISLATION INTRODUCED AT ROLL CALL

PROPOSED ORDINANCES

Proposed ordinances received from September 20, 2011, through September 27, 2011, for reference by President to appropriate committee on October 4, 2011.

111024 **[Settlement of Lawsuit - Norman T. Larson, et al. - $122,500]**
Ordinance approving settlement of the lawsuit filed by Norman T. Larson, San Francisco Apartment Association, San Francisco Association Of Realtors, Coalition For Better Housing, Round Hill Pacific and John Zanghi (collectively "Larson Petitioners") against the City and County of San Francisco by payment by the City and County of San Francisco to the Larson Petitioners' counsel Nielsen Merksamer Parrinello Gross & Leoni, LLP, in the amount of $122,500 and other terms; the lawsuit was filed on December 10, 2008, in the San Francisco Superior Court, Case No. 509-083, entitled Larson et al. vs. City and County of San Francisco. (City Attorney)

09/21/2011; RECEIVED AND ASSIGNED to the Rules Committee.

111025 **[Settlement of Lawsuit - City to Pay $500 for Sub-Surface Easement in San Mateo County]**
Ordinance authorizing settlement of a lawsuit filed by the City and County of San Francisco against San Mateo County Transit District; Union Pacific Railroad Company; State of California, Department of Transportation; and Does 1 through 100; to condemn and take by right of eminent domain a permanent sub-surface easement of approximately 27,829 square feet in property owned by San Mateo County Transit District, located in Menlo Park, California, commonly known as SBE 872-41-20P; filed June 3, 2010, in San Mateo County Superior Court, Case No. CIV 495644; entitled City and County of San Francisco v. San Mateo County Transit District; Union Pacific Railroad Company; State of California, Department of Transportation; and Does 1 through 100. (City Attorney)

09/23/2011; RECEIVED AND ASSIGNED to the Rules Committee.

PROPOSED RESOLUTIONS

Proposed resolutions received from September 20, 2011, through September 27, 2011, for reference by President to appropriate committee on October 4, 2011.

110372 **[Contract Amendment - San Francisco General Hospital - Emergency Electrical Generation System - Not to Exceed $20,500,000]**
Resolution authorizing the Director of Public Works to execute an amendment to the emergency public work contract to install a new, permanent emergency electrical generation system at San Francisco General Hospital to increase the not to exceed amount from $18,000,000 to $20,500,000. (Public Works Department)

09/20/2011; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

110986 **[Airport Concession Lease - Amendment No. 1 to Terminal 3 Newstands - Pacific Gateway Concessions, LLC]**
Resolution approving Amendment No. 1 to Terminal 3 Newsstands Lease No. 04-0165 between Pacific Gateway Concessions, LLC, and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)

09/22/2011; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

110987 **[Airport Concession Lease - Amendment No. 4 to Boarding Areas B and C Principal Retail - Pacific Gateway Concessions, LLC]**
Resolution approving Amendment No. 4 to Boarding Areas "B" and "C" Principal Retail Concession Lease No. 98-0228 between Pacific Gateway Concessions, LLC, and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)

09/22/2011; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

110988 **[Airport Concession Lease - Amendment No. 3 to North Terminal Bookstore - Books, Inc.]**
Resolution approving Amendment No. 3 to North Terminal Bookstore Lease No. 00-0176 between Books, Inc. and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)

09/22/2011; RECEIVED AND ASSIGNED to the Budget and Finance Committee

111023 **[Agreements - Renewable Energy Generating Facilities]**
Resolution authorizing the San Francisco Public Utilities Commission General Manager to enter into two long term interconnection agreements for renewable energy generating facilities, pursuant to San Francisco Charter Section 9.118. (Public Utilities Commission)

09/26/2011, RECEIVED AND ASSIGNED to the Budget and Finance Committee

111054 **[Petitions and Communications]**
Petitions and Communications received from September 20, 2011, through September 26, 2011, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on October 4, 2011.

Personal information that is provided in communications to the Board of Supervisors is subject to disclosure under the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information provided will not be redacted.

*From concerned citizens, submitting support for bird safe buildings. File No. 110785, Approximately 500 letters (1)

*From concerned citizens, submitting support for preserving Sharp Park wetlands and wildlife. File No. 110966, Approximately 530 letters (2)

From Tomas Nakada, submitting support for saving the historic 18-hole Sharp Park Golf Course. (3)

From concerned citizens, submitting support for the Commission on Animal Control and Welfare's humane pet acquisition proposal in defense of animals. 10 letters (4)

From Desiree Mitchell, regarding the Central Subway. (5)

From Public Utilities Commission, submitting report regarding the NRG Energy Center. (6)

From Clerk of the Board, the following individuals have submitted a Form 700 Statement: (7)
Leslie Hilger, Legislative Aide - Leaving
Viva Mogi, Legislative Aide - Leaving

From Chloe Jager, submitting opposition to providing a free MUNI Fast Pass for San Francisco youth. File No. 111032 (8)

*From concerned citizens, submitting opposition to proposed legislation concerning false advertising by limited services pregnancy centers. File No. 110899, 100 letters (9)

From Anne Doherty, submitting support for proposed legislation that prohibits public nudity. File No. 110967 (10)

From Office of the Controller, submitting the Airport Commission's fixed assets report. (11)

From CitiReport, regarding the pending proposal to amend San Francisco's public finance law. (12)

From Office of the Controller, submitting the Airport Commission's compliance audit of Federal Express and the concession audit of Amoura Cafe. (13)

From State Fish and Game Commission, regarding the proposed emergency regulatory action relating to the recreational take of abalone. (14)

From concerned citizens, submitting support for the formation of the West Portal Community Benefit District. File No. 111007, 5 letters (15)

From Joseph Basuino, submitting opposition to the formation of the West Portal Community Benefit District. File No. 111007 (16)

From Ranit Banerjee, submitting support for the proposed cell site project located at 660-670 4th Street. File No. 110941 (17)

From Francisco Da Costa, regarding Huntersview and the HopeSF Program. (18)

*(An asterisked item represents the cover sheet to a document that exceeds 25 pages. The complete document is available at the Clerk's Office Room 244, City Hall.)

ADJOURNMENT

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO
AGENDA

10-14-11A08:24 RCVD

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tuesday, October 18, 2011 - 2:00 PM

Regular Meeting

GOVERNMENT
DOCUMENTS DEPT
OCT 14 2011
SAN FRANCISCO
PUBLIC LIBRARY

DAVID CHIU, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, CARMEN CHU, MALIA COHEN, SEAN ELSBERND,
MARK FARRELL, JANE KIM, ERIC MAR, ROSS MIRKARIMI, SCOTT WIENER

Angela Calvillo, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.sfbos.org

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Chu, Mirkarimi, Kim	Wednesday 10:00 AM
City and School District Select Committee Supervisors Cohen, Avalos, Chu, Commissioners Fewer, Maufas, Norton	2nd and 4th Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors Avalos, Mar, Elsbernd	2nd and 4th Monday 10:00 AM
Government Audit and Oversight Committee Supervisors Campos, Farrell, Chiu	2nd and 4th Thursday 10:00 AM
Land Use and Economic Development Committee Supervisors Mar, Cohen, Wiener	Monday 1:00 PM
Public Safety Committee Supervisors Mirkarimi, Cohen, Campos	1st and 3rd Thursday 10:30 AM
Rules Committee Supervisors Kim, Elsbernd, Farrell	1st and 3rd Thursday 1:30 PM

First-named Supervisor is Chair, Second-named Supervisor is Vice-Chair of the Committee

Agenda Item Information

Each item on the Consent or Regular agenda may include the following documents:

1) Legislation
2) Budget and Legislative Analyst report
3) Department or Agency cover letter and/or report
4) Public correspondence

These items will be available for review at 1 Dr. Carlton B. Goodlett Place, City Hall, Room 244, Reception Desk.

Meeting Procedures

The Board of Supervisors is the legislative body of the City and County of San Francisco. The Board has several standing committees where ordinances and resolutions are the subject of hearings at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers, and similar sound-producing electronic devices; 3) bringing in or displaying signs in the meeting room; and 4) standing in the meeting room.

Each member of the public will be allotted the same maximum number of minutes to speak as set by the President or Chair at the beginning of each item or public comment, excluding City representatives, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

IMPORTANT INFORMATION: The public is encouraged to testify at Committee meetings. Persons unable to attend the meeting may submit to the City, by the time the proceedings begin, written comments regarding the agenda items above. These comments will be made a part of the official public record and shall be brought to the attention of the Board of Supervisors. Written communications should be submitted to the Clerk of the Board, Clerk of a Committee or its members: 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102. Communications which are not received prior to the hearing may be delivered to the Clerk of the Committee at the hearing and you are encouraged to bring enough copies for distribution.

LAPTOP COMPUTER FOR PRESENTATIONS: Contact City Hall Media Services at (415) 554-7490 to coordinate the use of the laptop computer for presentations. Presenters should arrive 30 minutes prior to the meeting to test their presentations on the computer.

AGENDA PACKET: Available for review in Clerk's Office, Room 244, City Hall, 1 Dr.Carlton B Goodlett Place, or on the internet at http://www.sfbos.org/meetings. Meetings are cablecast on SF Cable 26. For DVD copies and scheduling call (415) 554-4188.

LANGUAGE INTERPRETERS: Requests must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722. AVISO EN ESPAÑOL: La solicitud para un traductor debe recibirse antes de mediodía de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯　必須在會議前最少四十八小時提出要求
請電　(415) 554-7719

Disability Access

The Legislative Chamber (Room 250) and the Committee Room (Room 263) in City Hall are wheelchair accessible. Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

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In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under The Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils, and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact by mail Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102; phone at (415) 554-7724; fax at (415) 554-7854; or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfbos.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 252-3100; fax (415) 252-3112; web site http://www.sfgov.org/ethics

ROLL CALL AND PLEDGE OF ALLEGIANCE

AGENDA CHANGES

APPROVAL OF MEETING MINUTES

Approval of the September 6, 2011, and September 13, 2011, Board Meeting Minutes.

COMMUNICATIONS

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

(This item will be read at the Board Meeting on the second regularly scheduled meeting each month. The Mayor and the Board may not discuss matters that have already been considered in Committee and that are on the Board's Regular Agenda as an action item.

By supermajority vote of the Board of Supervisors (8 votes), the Board may, by oral motion, allow an eligible District Supervisor to ask a question that was not previously posed if the question relates to a sudden or unexpected incident or occurrence raising formal, time-sensitive policy questions that were not anticipated prior to the posting of this agenda. Public comment for this item will take place during general public comment.)

1. 111093 [Formal Policy Discussions - October 18, 2011]

Pursuant to Charter Sections 2.103 and 3.100(7), and Administrative Code Section 2.11, the Mayor shall answer the following eligible questions submitted from Supervisors representing District's 2, 4, 6, 8, and 10. The Mayor may address the Board initially for up to five minutes. Discussion shall not exceed five minutes per Supervisor.

1. Assuming Proposition C passes in the November election, the City will save $1.3 billion over the next 10 years from higher pension contributions from city employees and caps on pensions for new employees, among other changes. Pension reform will continue to be an issue however as projections indicate that pension costs may well exceed $700 million by 2014-2015, according to the most recent estimates from the Controller's Office. What plans do you have to continue the conversation and potential reforms in this regard? (Supervisor Farrell, District 2)

2. The Healthy San Francisco Program was adopted and implemented by the City several years ago and has experienced steady increases in enrollment over time. What impact has the Healthy San Francisco Program had on health outcomes in the City? What impact has the Healthy San Francisco Program had on reducing the utilization of emergency room visits and reducing costs? Given the Program's performance so far, and given new requirements and policies enacted at the federal level around health care reform, will you be recommending any adjustments or changes to the program? (Supervisor Chu, District 4)

3. Please describe the plan that our offices have been developing for the OccupySF demonstration, given the projected long-term nature of this protest. How can our City, including the Department of Public Health, Department of Public Works, Department of Recreation and Park, and the San Francisco Police Department address public health concerns and the costs associated with that, and protect the 1st Amendment right of OccupySF participants? (Supervisor Kim, District 6)

4. Our taxi system is a critical part of our transit system. We will never truly get people out of their cars without reliable taxi service. Yet it's been more than a decade since we have significantly improved service. Current service levels are inadequate and unacceptable. Municipal Transportation Agency (MTA) is in the process of issuing approximately 85 new permits, and that is a modest first step. Understanding that California Environmental Quality Act (CEQA) clearance may be required to achieve a larger increase in the number of taxis, how do you plan to ensure that MTA meaningfully addresses the lack of adequate taxi service? Will you include in next year's budget funding for any CEQA clearance that may be required to support a significant increase in the number of taxi permits? (Supervisor Wiener, District 8)

5. The City's approach to code enforcement involves a number of departments including the Department of Building Inspection, Police Department, and City Attorney's Office. Throughout the City, and specifically in District 10, we continually see vacant and occupied properties with significant housing and other code violations that go unaddressed for months and sometimes even years. How do you propose to improve the response to complaints, inspection, citation, and enforcement of code violations? Additionally, what strategies or changes can be implemented to increase the City's efficiency in addressing these issues and capacity to take legal action against some of our most egregious property owners who refuse to abate code violations? (Supervisor Cohen, District 10)

Discussion: The Mayor shall discuss the eligible questions with the Board of Supervisors.

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Questions on the Consent Agenda are on final passage, first reading, adoption, or approved, as indicated.

Items 2 through 6

Recommendation of the Public Safety Committee

Present: Supervisors Mirkarimi, Cohen, Campos

2. 111002 **[Accept and Expend Grant - Local Juvenile Justice Accountability Measures - $149,896]**
Sponsor: Campos
Resolution authorizing the San Francisco Public Defender's Office to accept and expend a grant in the amount of $149,896 from the State Corrections Standards Authority for the purposes of implementing local juvenile justice accountability measures through the Juvenile Accountability Block Grant.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Rules Committee

Present: Supervisors Elsbernd, Farrell

3. 110958 **[Appointments, Assessment Appeals Board No. 1 - Diane Robinson and Richard Lee]**
Motion appointing Diane Robinson and Richard Lee, terms ending September 1, 2014, to the Assessment Appeals Board No. 1. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

4. 110959 **[Appointment, Assessment Appeals Board No. 2 - Ed Campana]**
Motion appointing Ed Campana, term ending September 1, 2014, to the Assessment Appeals Board No. 2. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

5. 111070 [Appointment, Bicycle Advisory Committee - Richard May]
Motion appointing Richard May, term ending November 19, 2012, to the Bicycle Advisory Committee. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

6. 111071 [Appointment, Sweatfree Procurement Advisory Group - Robert Rosoff]
Motion appointing Robert Rosoff, term ending December 17, 2013, to the Sweatfree Procurement Advisory Group. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

REGULAR AGENDA

UNFINISHED BUSINESS

From the City Operations and Neighborhood Services Committee Without Recommendation

Present: Supervisors Avalos, Mar, Elsbernd

7. 110899 [Administrative Code - False Advertising by Limited Services Pregnancy Centers]
Sponsors: Cohen; Chiu, Wiener, Kim, Chu, Mar, Campos and Avalos
Ordinance amending the San Francisco Administrative Code by adding Chapter 93, Sections 93.1 through 93.5, to prohibit limited services pregnancy centers from making false or misleading statements to the public about pregnancy-related services the centers offer or perform.

10/04/2011: CONTINUED ON FIRST READING.

Question: Shall this Ordinance be PASSED ON FIRST READING?

From the Government Audit and Oversight Committee Without Recommendation

Present: Supervisors Campos, Farrell, Chiu

8. 110998 **[Administrative Code - Health Care Security Ordinance]**
Sponsors: Campos; Cohen, Mar, Avalos, Kim and Mirkarimi
Ordinance amending the San Francisco Administrative Code Sections 14.1, 14.3, and 14.4 to: 1) clarify that only amounts actually paid to provide employee health care services shall satisfy the employer expenditure requirements of the Health Care Security Ordinance; 2) add an employee notification requirement; 3) modify penalty provisions; and 4) set an operative date.

10/04/2011 AMENDED.

10/04/2011 PASSED ON FIRST READING AS AMENDED.

Question: Shall this Ordinance be FINALLY PASSED?

From the Land Use and Economic Development Committee Without Recommendation

Present: Supervisors Mar, Cohen, Wiener

9. 110589 **[Planning Code - Zoning Map - Establishing the Lombard and Scott Street Affordable Group Housing Special Use District - 3151-3155 Scott Street]**
Sponsors: Chiu; Avalos, Kim, Mar, Mirkarimi and Campos
Ordinance amending the San Francisco Planning Code Section Map 2SU, and adding Section 249.55 to: 1) create the Lombard and Scott Street Affordable Group Housing Special Use District for the real property encompassing 3151-3155 Scott Street (Assessor's Block No. 0937, Lot No. 001), at the southwest corner of Scott and Lombard Streets, in order to facilitate the development of an affordable group housing project; and 2) making environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

09/20/2011; CONTINUED ON FIRST READING.

10/04/2011; PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Chu, Mirkarimi

10. 110903 [Administrative Code - Nonprofit Annual Economic Statement]
Ordinance amending the San Francisco Administrative Code Section 10.1 to allow Nonprofits receiving City funding to provide and update information directly to City Departments as an alternative to filing annual economic statements with the City Administrator. (City Administrator)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Chu, Mirkarimi, Kim

11. 111051 [Accept and Expend Grant - Electric Vehicle Charging Station Program and Amendment to the Annual Salary Ordinance for FY2011-2012 - $100,000]
Sponsor: Mayor
Ordinance authorizing the Department of the Environment to accept and expend funds in the amount of $100,000 from Coulomb Technologies, Inc., to provide administrative and outreach services for a program to install electric vehicle charging stations in multiple-dwelling units and amending Ordinance No. 146-11 (Annual Salary Ordinance, FY2011-2012) to reflect the addition of one grant funded position at the Department of the Environment.

Question: Shall this Ordinance be PASSED ON FIRST READING?

12. 101539 [Cost-Sharing Agreement - BART - Paratransit Services]
Sponsor: Chu
Resolution retroactively approving a Cost-Sharing Agreement for Paratransit Services between the City and County of San Francisco and the San Francisco Bay Area Rapid Transit District for a period of up to ten years.

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Chu, Mirkarimi

13. 110933 **[Contract Amendment - Western States Oil - Not to Exceed $78,300,000]**
Resolution approving the Fifth Amendment to the Agreement between the City and Western States Oil increasing the total not-to-exceed amount of the contract from $50,500,000 to $78,300,000 pursuant to Charter Section 9.118(b). (Office of Contract Administration)

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Chu, Mirkarimi, Kim

14. 110985 **[Real Property Lease Amendment - Stuart B. and Myrna J. Aronoff Revocable Trust and Trudy Cohn - 160 South Van Ness Avenue]**
Resolution authorizing the amendment of an existing lease at 160 South Van Ness Avenue, with Stuart B. and Myrna J. Aronoff Revocable Trust and Trudy Cohn as Tenants in Common, for the Human Services Agency to provide a construction allowance and extend the lease term. (Real Estate Department)

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

15. 111003 **[Termination Agreement(s) - Breda Light Rail Vehicle Leveraged Lease Transactions]**
Sponsors: Farrell; Chu
Resolution authorizing the Municipal Transportation Agency to enter into one or more consensual termination agreements with the equity investors and other parties that participated in the leveraged lease transactions executed in 2002 and 2003 with respect to the San Francisco Municipal Transportation Agency's Breda light rail vehicles, provided that there is no net financial cost or liability to the City/San Francisco Municipal Transportation Agency for the terminations.

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

16. 111010 [General Obligation Refunding Bonds - Series 2011-R1 - Not to Exceed $1,355,991,219]
Sponsor: Mayor
Resolution authorizing the issuance from time to time, in one or more series, of not to exceed $1,355,991,219 aggregate principal amount of the City and County of San Francisco General Obligation Refunding Bonds, including the initial series or series of such Bond to be designated as "City and County of San Francisco General Obligation Refunding Bonds, Series 2011-R1," to refund certain outstanding General Obligation Bonds; approving the form and terms of said bonds; authorizing the execution, authentication, and registration of said bonds; providing for the appointment of depositories, verification agents, and other agents for said bonds; approving the form and authorizing the execution and delivery of escrow agreements relating to the refunded bonds; approving and directing the tax levy for repayment of said bonds; approving procedures for competitive or negotiated sales including approving forms of official notice of sale and notice of intention to sell said bonds and authorizing the selection of underwriters and the execution and delivery of bond purchase agreements; approving the form and authorizing the execution and delivery of continuing disclosure certificates, approving the form and authorizing the distribution of the preliminary official statement and authorizing the execution, delivery, and distribution of the official statement for the Series 2011 R1 Bonds; authorizing payment of costs of issuance of said bonds, approving modifications to documents; ratifying actions previously taken; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale, and delivery of the bonds and the refunding of certain outstanding General Obligation Bonds.

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Chu, Mirkarimi

17. 111023 [Interconnection Agreements - Renewable Energy Generating Facilities]
Resolution authorizing the San Francisco Public Utilities Commission General Manager to enter into two long term interconnection agreements for renewable energy generating facilities, pursuant to San Francisco Charter Section 9.118. (Public Utilities Commission)

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Chu, Mirkarimi, Kim

18. 111033 [Owner Controlled Insurance Program Amendment - Laguna Honda Hospital Replacement Program - Not to Exceed $17,323,400]
Sponsor: Elsbernd
Resolution authorizing the Director of Public Works to execute an amendment to the Owner Controlled Insurance Program for the Laguna Honda Hospital Replacement Program from $15,382,933 to $17,323,400.

(Fiscal Impact.)

Question: Shall this Resolution be ADOPTED?

19. 111087 **[Multifamily Housing Revenue Bonds, Series 2011B - Fell Street Apartments - Not to Exceed $8,100,000]**
Sponsor: Mirkarimi
Resolution authorizing the issuance and delivery of multifamily housing revenue bonds in an aggregate principal amount not to exceed $8,100,000 for the purpose of providing financing for the acquisition and rehabilitation of an 82 unit multifamily rental housing project, known as Fell Street Apartments; approving the form of and authorizing the execution of an indenture of trust providing the terms and conditions of the bonds; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the form of and authorizing the execution of a loan agreement; ratifying and approving any action heretofore taken in connection with the bonds and the project; granting general authority to City officials to take actions necessary to implement this resolution, and related matters.

Question: Shall this Resolution be ADOPTED?

Recommendation of the City Operations and Neighborhood Services Committee

Present: Supervisors Avalos, Mar, Elsbernd

20. 111032 **[Free MUNI Fast Pass for Youth]**
Sponsors: Campos; Avalos, Cohen, Kim, Mar, Mirkarimi and Chiu
Resolution urging government agencies to work together to develop a free MUNI Fast Pass for San Francisco youth.

(Supervisor Elsbernd dissented in Committee.)

Question: Shall this Resolution be ADOPTED?

Recommendation of the Land Use and Economic Development Committee

Present: Supervisors Mar, Cohen, Wiener

21. 110590 **[Planning Code - Reconstruction of Buildings Damaged or Destroyed by Fire or Acts of God]**
Sponsor: Cohen
Ordinance amending the San Francisco Planning Code Sections 181(d) and 188(b) to: 1) provide a process for the reconstruction of buildings damaged or destroyed by fire or acts of God; 2) provide a retroactive operative date of August 1, 2009; and 3) adopt findings, including environmental findings and Planning Code Section 302 findings.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendations of the Public Safety Committee

Present: Supervisors Mirkarimi, Cohen, Campos

22. 110221 [Administrative Code - Community Policing]
Sponsors: Campos; Mirkarimi, Cohen, Mar and Avalos
Ordinance amending the San Francisco Administrative Code by adding Section 2A.83 to 1) set a policy of community policing in the City and County of San Francisco; 2) define community policing; and 3) urge the Police Commission and Chief of Police to review and as necessary amend the Police Department's policies and procedures for consistency with the community policing policy.

Question: Shall this Ordinance be PASSED ON FIRST READING?

23. 110348 [Health Code - Biological Agent Detector Registration and Fees]
Sponsor: Chiu
Ordinance amending the San Francisco Health Code by adding Article 35 to create a registration scheme, fees, and other requirements for Biological Agent Detectors.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendation of the Rules Committee

Present: Supervisors Elsbernd, Farrell

24. 110969 [Agreement - Owners' Association - Administration/Management of Civic Center Community Benefit District]
Sponsor: Kim
Resolution approving an agreement with the nonprofit Owners' Association for administration/management of the property-based Community Benefit District known as the "Civic Center Community Benefit District," pursuant to Section 36651 of the California Streets and Highways Code.

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:00 P.M.

(Pursuant to File No. 110737, approved July 19, 2011.)

Board of Supervisors Sitting as a Committee of the Whole

25. 110738 **[Public Hearing - Resolution to Establish (Renew and Expand) and Rename Fillmore Jazz Community Benefit District as the Fillmore Community Benefit District]**
Sponsor: Mirkarimi
Hearing of persons interested in or objecting to proposed Resolution establishing a property-based Community Benefit District to be known as the "Fillmore Community Benefit District (CBD)," by renewing and expanding the previously established Fillmore Jazz CBD, ordering the levy and collection of assessments against property located in the Fillmore Community Benefit District for seven years, commencing with FY2011-2012, subject to conditions as specified; and making environmental findings.

07/26/2011; CONTINUED.

09/13/2011; CONTINUED.

Question: Shall this Hearing be HEARD AT PUBLIC HEARING?

Committee of the Whole Adjourn and Report

26. 110739 **[Resolution to Establish (Renew and Expand) and Rename Fillmore Jazz Community Benefit District as the Fillmore Community Benefit District]**
Sponsor: Mirkarimi
Resolution establishing a property-based Community Benefit District to be known as the "Fillmore Community Benefit District (CBD)," by renewing and expanding the previously established Fillmore Jazz CBD; ordering the levy and collection of assessments against property located in the Fillmore Community Benefit District for seven years, commencing with FY2011-2012, subject to conditions as specified; and making environmental findings.

07/26/2011; CONTINUED.

09/13/2011; CONTINUED.

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:30 P.M. - Recognition of Commendations

ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.

Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced for adoption without committee reference. A unanimous vote is required for adoption of these resolutions today. Any Supervisor may require any resolution to go to committee.

Questions on the For Adoption Without Committee Reference Agenda are on for adoption, or approved, as indicated.

Items 27 through 31

27. 111061 [Urging Governor Jerry Brown to Support Assembly Bill 438 - Protect Public Libraries from for-Profit Corporation Takeovers]
Sponsor: Avalos
Resolution urging Governor Jerry Brown to support and implement Assembly Bill 438 that protects public libraries from for profit corporate takeovers.

09/27/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

10/04/2011; CONTINUED.

Question: Shall this Resolution be ADOPTED?

28. 111086 **[Golden Gate Valley Branch Library Grand Reopening]**
Sponsor: Farrell
Resolution recognizing the grand reopening of the Golden Gate Valley Branch Library and commending the San Francisco Public Library and its team for their hard work and commitment to the City and County of San Francisco and its residents.

10/04/2011 REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

Question: Shall this Resolution be ADOPTED?

29. 111088 **[Designation of Authority Related to the California Housing and Community Development Infill Infrastructure Grant]**
Sponsor: Mayor
Resolution authorizing any designee of the Mayor from the Mayor's Office of Housing to execute any documents necessary to participate in the State Infill Infrastructure Grant Program in accordance with the executed standard agreement with the California State Department of Housing and Community Development as authorized by Resolution No. 492-10.

10/04/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

Question: Shall this Resolution be ADOPTED?

30. 111089 **[Recognizing the Completion and Celebrating the Reopening of McCoppin Square Park]**
Sponsor: Chu
Resolution recognizing the completion of the McCoppin Square rebuild project and celebrating the grand reopening of the park and playground.

10/04/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

31. 111091 [Approval of a 60-Day Extension for Planning Commission Review of Self-Service Restaurants, Retail Coffee Stores, and Video Stores (File No. 110152)]

Sponsor: Mirkarimi

Resolution extending by 60 days the prescribed time within which the Planning Commission may render its decision on a proposed Ordinance (File No. 110152) that would amend Sections 710, 730, 733A, 733A.1, 790.90, 790.91, and 790.102 of the Planning Code to: 1) increase the maximum use size for Small Self-Service Restaurants in Neighborhood Commercial Districts to that of the non-residential use size limit for the district and eliminate the limit on the number of seats; 2) increase the minimum size for Large Self-Service Restaurants in Neighborhood Commercial Districts to that of the non-residential use size limit for the district; 3) principally permit Small Self-Service Restaurants and Video Stores in Neighborhood Commercial Cluster (NC-1) and Neighborhood Commercial Transit Cluster (NCT-1) Districts; 4) conditionally permit Large Self- Service Restaurants in the Inner Sunset Neighborhood Commercial District; 5) require that mechanical noise and vibration from Self-Service Restaurants be confined to the premises; 6) remove the prohibition of on-site food preparation and cooking and reheating equipment in Retail Coffee Stores; and 7) making environmental findings and findings of consistence with the General Plan and priority policies of Planning Code Section 101.1.

10/04/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

32. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires eight (8) votes or a unanimous six (6) or seven (7). A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

LEGISLATION INTRODUCED AT ROLL CALL

PROPOSED ORDINANCES

Proposed ordinances received from September 27, 2011, through October 7, 2011, for reference by President to appropriate committee on October 18, 2011.

111067 **[Administrative Code - Updating Job Classifications and Bargaining Units]**
Ordinance amending the San Francisco Administrative Code Sections 16.200 through 16.222 to reflect changes in job classifications. (Human Resources Department)

10/03/2011, ASSIGNED UNDER 30 DAY RULE to the Government Audit and Oversight Committee.

111099 **[Settlement of Lawsuit - Damian Fleming - $70,000]**
Ordinance authorizing settlement of the lawsuit filed by Damian Fleming against the City and County of San Francisco for $70,000; the lawsuit was filed on July 14, 2010, in San Francisco Superior Court, Case No. CGC 10-501543, entitled Fleming v. City and County of San Francisco. (City Attorney)

10/07/2011, RECEIVED AND ASSIGNED to the Rules Committee.

PROPOSED RESOLUTIONS

Proposed resolutions received from September 27, 2011, through October 7, 2011, for reference by President to appropriate committee on October 18, 2011.

111068 **[Street Artist Spaces - Grant Avenue, O'Farrell to Sutter Streets]**
Resolution approving re-designation of 22 selling spaces on Grant Avenue, O'Farrell to Sutter Streets, for street artists certified by the Arts Commission, City and County of San Francisco; exempting said spaces from the regulation of Police Code Section 2405(c)(8) (2) prohibiting selling adjacent to a yellow zone. (Arts Commission)

10/04/2011; RECEIVED AND ASSIGNED to the Land Use and Economic Development Committee.

111094 **[Amendment to Memorandum of Understanding - Alameda County Resource Conservation District - Not to Exceed $775,000]**
Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute the first amendment to the Memorandum of Understanding with the Alameda County Resource Conservation District for an amount not to exceed $775,000 and with a total duration of fourteen (14) years, pursuant to Charter Section 9.118.

10/05/2011; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

111095 **[Conveyance of Easement - Silicon Valley Power - Bay Division Pipeline Nos. 3 and 4 Crossovers Project - Santa Clara]**
Resolution 1) approving and authorizing conveyance of a perpetual, nonexclusive easement to Silicon Valley Power, a division of the City of Santa Clara, at no charge, for the installation, construction, operation, inspection, maintenance, repair, and replacement of electrical facilities, including underground cable, a transformer and a meter in City's real property at the Guadalupe River site off Lick Mill Boulevard in the City of Santa Clara, to provide electrical power required for the Bay Division Pipeline Nos. 3 and 4 Crossovers Project No. CUW38001; 2) adopting findings under the California Environmental Quality Act; 3) adopting findings that the conveyance is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1, and 4) authorizing the Director of Property to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution. (Real Estate Department)

10/07/2011; RECEIVED AND ASSIGNED to the Land Use and Economic Development Committee.

111073 **[Petitions and Communications]**
Petitions and Communications received from September 27, 2011, through October 7, 2011, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on October 18, 2011

Personal information that is provided in communications to the Board of Supervisors is subject to disclosure under the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information provided will not be redacted.

From Noreen Weeden, on behalf of the Golden Gate Audubon Society and its more than 10,000 members, submitting support for preserving Sharp Park wetlands and wildlife. File No. 110966, Copy: Each Supervisor (1)

*From concerned citizens, submitting support for preserving Sharp Park wetlands and wildlife. File No. 110966, approximately 200 letters (2)

*From Michel & Associates, P.C., submitting opposition to proposed legislation that: 1) requires a handgun be kept in a locked container or disabled with a trigger lock; and 2) prohibits the sale of enhanced-lethality ammunition. File No. 110901, Copy: Each Supervisor, 2 letters (3)

*From Civil Service Commission, submitting the Department of Human Resources Prevailing Wage Report. Copy: Each Supervisor (4)

*From Office of the Controller, submitting the Human Rights Commission Local Business Enterprise Compliance Audit Report. (5)

From Office of the Mayor, submitting the following appointments: Copy: Rules Committee Clerk (6)
Airport Commission
Eleanor Johns, term ending August 31, 2015
Art Commission
Barbara Sklar, term ending July 1, 2015
Civil Service Commission
Kate Favetti, term ending June 30, 2017
Commission on the Environment
Angelo King, term ending July 19, 2015
Commission on the Status of Women
Kay Gulbengay, term ending August 2, 2015
Human Rights Commission
Mark Kelleher, term ending June 30, 2015

From Clerk of the Board, submitting copy of memorandum sent to the Board of Supervisors regarding the following appointments by the Mayor: (7)
Airport Commission
Eleanor Johns, term ending August 31, 2015
Art Commission
Barbara Sklar, term ending July 1, 2015
Civil Service Commission
Kate Favetti, term ending June 30, 2017
Commission on the Environment
Angelo King, term ending July 19, 2015
Commission on the Status of Women
Kay Gulbengay, term ending August 2, 2015
Human Rights Commission
Mark Kelleher, term ending June 30, 2015

From concerned citizens, urging the Board to find a way to rescind the $750,000 art contract awarded to Tom Otterness. 3 letters (8)

From Commission on the Environment, regarding the Department's regulations for cell phone disclosure requirements and regulations for the safe drug disposal information ordinance. (9)

From Planning Department, submitting a revised Planning Commission Resolution regarding the City Center Special Sign District. File No. 110448, Copy: Land Use Committee Clerk (10)

From concerned citizens, submitting opposition to the formation of the West Portal Commercial Benefit District. File No. 111007, Copy: Each Supervisor, 17 letters (11)

From Vinton and Kunhing Corporation, submitting support for the proposed project at 1171 Sansome Street. File Nos. 110836 and 110946, Copy: Each Supervisor (12)

From Planning Department, submitting amendments to the Mission Alcoholic Beverage Special Use District. File No. 110767, Copy: Each Supervisor, Land Use Committee Clerk (13)

From Diane Rivera, submitting opposition to the following proposals for the western end of Golden Gate Park: 1) renovation of the Beach Chalet Soccer Fields with artificial turf and stadium lights; and 2) the Westside Recycled Water Treatment Plant. (14)

From Oakland City Attorney, Mark Morodomi, submitting a summary from the Brennan Center for Justice that outlines what various States/Cities are doing regarding capping the amount of public matching funds. File No. 110718, Copy: Each Supervisor (15)

From concerned citizens, submitting support for the Commission on Animal Control and Welfare's humane pet acquisition proposal in defense of animals. 19 letters (16)

From concerned citizens, submitting support for bird safe buildings. File No. 110785, 8 letters (17)

From concerned citizens, submitting opposition to proposed legislation concerning false advertising by limited services pregnancy centers. File No. 110899, 4 letters (18)

From Realty Equities, Inc., submitting opposition to proposed project at 3151-3155 Scott Street. File Nos. 110979 and 110937 (19)

From Laborers' International Union of North America Local Union No. 261, submitting support for the proposed amendments to the Health Care Security Ordinance. File No. 110998, Copy: Each Supervisor (20)

From Francisco Da Costa, regarding the Bayview Opera House. Copy: Each Supervisor (21)

From Ryan Bradley, submitting opposition to the proposed Parkmerced Project. Copy: Each Supervisor (22)

From Office of the Controller, submitting the FY2010-2011 Compliance Reporting Requirements Report. (23)

From Sutton Law Firm, submitting support for proposed legislation regarding capping public matching funds. File No. 110718, Copy: Each Supervisor, 3 letters (24)

From Brady Center to Prevent Gun Violence, submitting support for proposed legislation that 1) requires a handgun be kept in a locked container or disabled with a trigger lock; and 2) prohibits the sale of enhanced-lethality ammunition. File No. 110901, Copy: Each Supervisor (25)

From Office of the Mayor, regarding amendments to the Health Care Security Ordinance. File No. 110998, Copy: Each Supervisor (26)

From United Brotherhood of Carpenters, submitting support for proposed renovation to the Beach Chalet Athletic Fields in Golden Gate Park. (27)

From Department of Public Health, submitting the FY2010-2011 Deemed Approved Uses Report. Copy: Each Supervisor (28)

From Jon Golinger, on behalf of the Telegraph Hill Dwellers, submitting support for reversing the determination by the Planning Department that the 1171 Sansome Street project is exempt from environmental review. File No. 110947, Copy: Each Supervisor (29)

From Sandy Weil, regarding the difference in noise levels between the Hardly Strictly Bluegrass Festival and the Outside Lands Music Festival. Copy: Each Supervisor (30)

From Airport Commission, submitting the FY2010-2011 Final Revenue and Expenditure Report for the San Francisco International Airport Terminal 2 Promotion Fund. Copy: Each Supervisor (31)

From Cynthia Joseph, regarding the "OccupySF" peaceful protest and assembly. 8 letters (32)

From Bill Quan, regarding some nurses in City government earning $300,000,000 this past year. Copy: Each Supervisor (33)

From Verizon Wireless, submitting notification of nine cellular antennas to be installed at 500 Parnassus Avenue. (34)

From San Mateo County Transportation Authority, regarding the Wetland Mitigation Restoration Project receiving the Environment Enhancement Project of the year award by the California Transportation Foundation. (35)

From State Fish and Game Commission, regarding proposed regulations for the south coast marine protected areas. Copy: Each Supervisor (36)

From State Fish and Game Commission, regarding proposed regulatory action relating to non-indigenous Coho Salmon. Copy: Each Supervisor (37)

From Department of Health and Human Services, regarding resolution encouraging the Food and Drug Administration to ban the use of menthol in cigarettes. File No. 110740, Copy: Each Supervisor (38)

From Patrick Goggin, submitting his resignation from the Medical Cannabis Task Force. (39)

From Richard Skaff, regarding disability access violations within the Crab House on Pier 39. (40)

*(An asterisked item represents the cover sheet to a document that exceeds 25 pages. The complete document is available at the Clerk's Office Room 244, City Hall.)

ADJOURNMENT

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO
AGENDA

10-21-11A11:05 RCVD

GOVERNMENT
DOCUMENTS DEPT
OCT 21 2011
SAN FRANCISCO
PUBLIC LIBRARY

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tuesday, October 25, 2011 - 2:00 PM

Regular Meeting

DAVID CHIU, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, CARMEN CHU, MALIA COHEN, SEAN ELSBERND,
MARK FARRELL, JANE KIM, ERIC MAR, ROSS MIRKARIMI, SCOTT WIENER

Angela Calvillo, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.sfbos.org

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Chu, Mirkarimi, Kim	Wednesday 10:00 AM
City and School District Select Committee Supervisors Cohen, Avalos, Chu, Commissioners Fewer, Maufas, Norton	2nd and 4th Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors Avalos, Mar, Elsbernd	2nd and 4th Monday 10:00 AM
Government Audit and Oversight Committee Supervisors Campos, Farrell, Chiu	2nd and 4th Thursday 10:00 AM
Land Use and Economic Development Committee Supervisors Mar, Cohen, Wiener	Monday 1:00 PM
Public Safety Committee Supervisors Mirkarimi, Cohen, Campos	1st and 3rd Thursday 10:30 AM
Rules Committee Supervisors Kim, Elsbernd, Farrell	1st and 3rd Thursday 1:30 PM

First-named Supervisor is Chair, Second-named Supervisor is Vice-Chair of the Committee

Agenda Item Information

Each item on the Consent or Regular agenda may include the following documents:

1) Legislation
2) Budget and Legislative Analyst report
3) Department or Agency cover letter and/or report
4) Public correspondence

These items will be available for review at 1 Dr. Carlton B. Goodlett Place, City Hall, Room 244, Reception Desk

Meeting Procedures

The Board of Supervisors is the legislative body of the City and County of San Francisco. The Board has several standing committees where ordinances and resolutions are the subject of hearings at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers, and similar sound-producing electronic devices; 3) bringing in or displaying signs in the meeting room; and 4) standing in the meeting room.

Each member of the public will be allotted the same maximum number of minutes to speak as set by the President or Chair at the beginning of each item or public comment, excluding City representatives, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

IMPORTANT INFORMATION: The public is encouraged to testify at Committee meetings. Persons unable to attend the meeting may submit to the City, by the time the proceedings begin, written comments regarding the agenda items above. These comments will be made a part of the official public record and shall be brought to the attention of the Board of Supervisors. Written communications should be submitted to the Clerk of the Board, Clerk of a Committee or its members: 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102. Communications which are not received prior to the hearing may be delivered to the Clerk of the Committee at the hearing and you are encouraged to bring enough copies for distribution.

LAPTOP COMPUTER FOR PRESENTATIONS: Contact City Hall Media Services at (415) 554-7490 to coordinate the use of the laptop computer for presentations. Presenters should arrive 30 minutes prior to the meeting to test their presentations on the computer.

AGENDA PACKET: Available for review in Clerk's Office, Room 244, City Hall, 1 Dr.Carlton B Goodlett Place, or on the internet at http://www.sfbos.org/meetings. Meetings are cablecast on SF Cable 26. For DVD copies and scheduling call (415) 554-4188.

LANGUAGE INTERPRETERS: Requests must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722. AVISO EN ESPAÑOL: La solicitud para un traductor debe recibirse antes de mediodía de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯　必須在會議前最少四十八小時提出要求
請電　(415) 554-7719

Disability Access

The Legislative Chamber (Room 250) and the Committee Room (Room 263) in City Hall are wheelchair accessible. Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the F, J, K, L, M, N, T (exit at Civic Center or Van Ness Stations). MUNI bus lines also serving the area are the 5, 6, 9, 19, 21, 47, 49, 71, and 71L. For more information about MUNI accessible services, call (415) 701-4485.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under The Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils, and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact by mail Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102; phone at (415) 554-7724; fax at (415) 554-7854; or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfbos.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 252-3100; fax (415) 252-3112; web site http://www.sfgov.org/ethics

ROLL CALL AND PLEDGE OF ALLEGIANCE

AGENDA CHANGES

APPROVAL OF MEETING MINUTES

Approval of the September 20, 2011, Board Meeting Minutes.

COMMUNICATIONS

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be rouline by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Questions on the Consent Agenda are on final passage, first reading, adoption, or approved, as indicated.

Items 1 through 5

Recommendations of the Budget and Finance Committee

Present: Supervisors Chu, Mirkarimi

1. 110903 **[Administrative Code - Nonprofit Annual Economic Statement]**
Ordinance amending the San Francisco Administrative Code Section 10.1 to allow Nonprofits receiving City funding to provide and update information directly to City Departments as an alternative to filing annual economic statements with the City Administrator. (City Administrator)

10/18/2011: PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Chu, Mirkarimi, Kim

2. 111051 **[Accept and Expend Grant - Electric Vehicle Charging Station Program and Amendment to the Annual Salary Ordinance for FY2011-2012 - $100,000]**
Sponsor: Mayor
Ordinance authorizing the Department of the Environment to accept and expend funds in the amount of $100,000 from Coulomb Technologies, Inc., to provide administrative and outreach services for a program to install electric vehicle charging stations in multiple-dwelling units and amending Ordinance No. 146-11 (Annual Salary Ordinance FY2011-2012) to reflect the addition of one grant funded position at the Department of the Environment.

10/18/2011: PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Mar, Wiener

3. 110968 **[Changing the Street Name of a Portion of La Playa to Great Highway]**
Sponsor: Chu
Resolution authorizing a street name change on a portion of La Playa Street between Lawton Street and Kirkham Street to "Great Highway" to correct a discrepancy in dual street names and eliminate confusion in delivering public services.

Question: Shall this Resolution be ADOPTED?

4. 111068 **[Street Artist Spaces - Grant Avenue, O'Farrell to Sutter Streets]**
Resolution approving re-designation of 22 selling spaces on Grant Avenue, O'Farrell to Sutter Streets, for street artists certified by the Arts Commission, City and County of San Francisco; exempting said spaces from the regulation of Police Code Section 2405(c)(8)(2) prohibiting selling adjacent to a yellow zone. (Arts Commission)

Question: Shall this Resolution be ADOPTED?

Recommendation of the Public Safety Committee

Present: Supervisors Mirkarimi, Cohen, Campos

5. 110348 **[Health Code - Biological Agent Detector Registration and Fees]**
Sponsor: Chiu
Ordinance amending the San Francisco Health Code by adding Article 35 to create a registration scheme, fees, and other requirements for Biological Agent Detectors.

10/18/2011: PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

REGULAR AGENDA

UNFINISHED BUSINESS

From the City Operations and Neighborhood Services Committee Without Recommendation

Present Supervisors Avalos, Mar, Elsbernd

6. 110899 **[Administrative Code - False Advertising by Limited Services Pregnancy Centers]**
Sponsors: Cohen; Chiu, Wiener, Kim, Chu, Mar, Campos and Avalos
Ordinance amending the San Francisco Administrative Code by adding Chapter 93, Sections 93.1 through 93.5, to prohibit limited services pregnancy centers from making false or misleading statements to the public about pregnancy-related services the centers offer or perform.

10/04/2011, CONTINUED ON FIRST READING. Supervisor Campos requested to be added as a co-sponsor.

10/18/2011, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Public Safety Committee

Present: Supervisors Mirkarimi, Cohen, Campos

7. 110221 **[Administrative Code - Community Policing]**
Sponsors: Campos; Mirkarimi, Cohen, Mar, Avalos, Kim and Chiu
Ordinance amending the San Francisco Administrative Code by adding Section 2A.83 to: 1) set a policy of community policing in the City and County of San Francisco; 2) define community policing; and 3) urge the Police Commission and Chief of Police to review and as necessary amend the Police Department's policies and procedures for consistency with the community policing policy.

10/18/2011, PASSED ON FIRST READING. Supervisors Kim and Chiu requested to be added as co-sponsors.

Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Chu, Mirkarimi, Kim

8. 111048 [Appropriating $1,000,000 of Mirant Potrero, LLC, Settlement Funds to the Department of Public Health for Neighborhood Improvement and Mitigation in FY2011-2012]
Sponsor: Cohen
Ordinance appropriating $1,000,000 of Mirant Potrero, LLC, settlement funds to the Department of Public Health for neighborhood improvement and mitigation in the neighborhoods most impacted by the Potrero Power Plant in FY2011-2012.

(Fiscal Impact)

Question: Shall this Ordinance be PASSED ON FIRST READING?

9. 110372 [Contract Amendment - San Francisco General Hospital - Emergency Electrical Generation System - Not to Exceed $20,500,000]
Resolution authorizing the Director of Public Works to execute an amendment to the emergency public work contract to install a new, permanent emergency electrical generation system at San Francisco General Hospital to increase the not to exceed amount from $18,000,000 to $20,500,000. (Public Works Department)

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Campos, Farrell, Chiu

10. 110796 [Board Response to the 2010-2011 Civil Grand Jury Report entitled "Hunters Point Shipyard: A Shifting Landscape"]
Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2010-2011 Civil Grand Jury Report entitled "Hunters Point Shipyard: A Shifting Landscape" and urging the Mayor to cause the implementation of accepted findings and recommendations through his/her department heads and through the development of the annual budget. (Clerk of the Board)

Question: Shall this Resolution be ADOPTED?

11. 110816 **[Board Response to the 2010-2011 Civil Grand Jury Report Entitled "Log Cabin Ranch Moving Towards Positive Horizons"]**
Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2010-2011 Civil Grand Jury Report entitled "Log Cabin Ranch Moving Towards Positive Horizons" and urging the Mayor to cause the implementation of accepted findings and recommendations through his/her department heads and through the development of the annual budget. (Clerk of the Board)

Question: Shall this Resolution be ADOPTED?

12. 110908 **[Urging the Municipal Transportation Agency to Halt Action on the Transfer of Credit Card Charges to Taxi Cab Drivers]**
Sponsor: Campos
Resolution urging the San Francisco Municipal Transportation Agency to reconsider and abandon the decision to shift the burden of credit card merchant charges to the city cab drivers

Question: Shall this Resolution be ADOPTED?

From the Government Audit and Oversight Committee Without Recommendation

Present: Supervisors Campos, Farrell, Chiu

13. 111030 **[Administrative Code - Health Care Security Ordinance]**
Sponsor: Chiu
Ordinance amending the San Francisco Administrative Code Sections 14.1, 14.3, and 14.4 and adding Section 14.1.5 to: 1) clarify that only expenditures reasonably calculated to benefit the employee shall satisfy the employer expenditure requirements of the Health Care Security Ordinance; 2) provide, in the alternative if triggered by court action, that only amounts actually paid to provide employee health care services shall satisfy the employer expenditure requirements of the Health Care Security Ordinance; 3) require employers imposing surcharges to pay for the required expenditures to report certain information to OLSE in connection with the surcharge; 4) add an employee notification requirement; 5) modify penalty provisions; and 6) set an operative date.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Mar, Wiener

14. 110995 [Mission Bay South Blocks 41-43, Phase 2 - Improvements]
Ordinance accepting the irrevocable offer of public infrastructure improvements associated with Mission Bay South Blocks 41-43, Phase 2, including acquisition facilities on Owens Street and within public utility easements in private streets; declaring City property as shown on official Department of Public Works maps as open public right-of-way; dedicating such improvements for public use and designating Owens Street and improvements for street and roadway purposes; establishing street grades and sidewalk widths on Owens Street; accepting said facilities for City maintenance and liability purposes, subject to specified limitations; adopting environmental findings and findings that such actions are consistent with the City's General Plan, eight priority policy findings of Planning Code Section 101.1, and the Mission Bay South Redevelopment Plan; accepting a Department of Public Works Order; and authorizing official acts in connection with this Ordinance. (Public Works Department)

Question: Shall this Ordinance be PASSED ON FIRST READING?

15. 110996 [Mission Bay Park Block P16 - Improvements]
Ordinance dedicating City property and portions of State Trust Parcels 4 and 5, known as Mission Bay Park Block P16, lying along Third Street, Mission Bay Boulevard North, and Mission Bay Boulevard South for public use and naming the new park "Mission Bay Commons Park;" accepting the irrevocable offer for the acquisition facilities; designating said facilities for open space and park purposes; accepting the Park for maintenance and liability purposes, subject to specified limitations; adopting environmental findings and findings that such actions are consistent with the City's General Plan, priority policy findings of City Planning Code Section 101.1, and the Mission Bay South Redevelopment Plan; accepting a Department of Public Works Order; and authorizing official acts in connection with this Ordinance. (Public Works Department)

Question: Shall this Ordinance be PASSED ON FIRST READING?

SPECIAL ORDER 3:30 P.M. - Recognition of Commendations

SPECIAL ORDER 4:00 P.M.

APPEAL PROCEDURES

Board Rule 4.29 provides that public hearings on appeals shall be scheduled for 4:00 p.m. If more than one public hearing is scheduled, then the Clerk, in consultation with the President, may determine the order in which the appeals will be scheduled. Second and later appeals may be scheduled at specified times later than 4:00 p.m. An appeal shall not be heard prior to its scheduled time on the calendar, and it may not be called until the Board's consideration of appeals scheduled earlier on the calendar is completed. It is the policy of the Clerk of the Board to schedule multiple appeals in the following order at 4:00 p.m.

1 Appeals where all parties have agreed to request a continuance or a tabling of the appeal.
2 Continued appeals from previous Board meetings (continued appeals will be listed in order of those closest to deadlines for Board decision)
3 Appeals appearing on the calendar for the first time, in chronological order of receipt by the Clerk.
4 Multiple appeals appearing on the calendar may be staggered at times specific, beginning at 4:00 p.m.
5 Appeals involving participants who have ADA considerations may be set for specific times beginning at 4:00 p.m.

16. 110950 **[Conditional Use Appeal - 4141 Geary Boulevard/450 - 6th Avenue]**
Hearing of persons interested in or objecting to the decision of the Planning Commission's July 28, 2011, Conditional Use Authorization identified as Planning Case No. 2010.0951C, by its Motion No. 18415, under Planning Code Sections 209.6(b) and 303, to install a wireless telecommunications facility consisting of nine panel antennas and related equipment on an existing mechanical penthouse on the roof of a five-story publicly used structure (Kaiser Hospital) as part of Verizon's wireless telecommunications network within the RM-1 (Mixed, Low Density) and NC-3 (Neighborhood Commercial, Moderate Scale) Zoning Districts, and a 80-E Height and Bulk District, on property located at 4141 Geary Boulevard/450 - 6th Avenue, Assessor's Block No. 1539, Lot No. 003. (District 1) (Filed by Sandra Fen Ng on behalf of the San Francisco Tomorrow and subscribed by Supervisors Mar, Avalos, Chiu, Kim, and Mirkarimi.)

(Filed August 29, 2011; Companion Measure to File Nos. 110951, 110952, and 11953.)

09/27/2011; CONTINUED. The President inquired as to whether any member of the public wished to address the Board relating to a proposed continuance by the appellant and project sponsor. There were no speakers.

Question: Shall this Hearing be HEARD IN PUBLIC HEARING?

Pursuant to Government Code Section 65009, notice is hereby given: If you challenge the above matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described above, or in written correspondence delivered to the Board of Supervisors, (1 Dr. Carlton B. Goodlett Place, Room 244; San Francisco, CA 94102-4689) at, or prior to, the public hearing.

(Only one of the following two motions should be approved.)

17. 110951 [Approving Planning Commission Decision Related to Conditional Use Authorization - 4141 Geary Boulevard/450 - 6th Avenue]
Motion approving decision of the Planning Commission by its Motion No. 18415, approving Conditional Use Authorization identified as Planning Case No. 2010.0951C on property located at 4141 Geary Boulevard/450 - 6th Avenue, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

09/27/2011; CONTINUED.

Question: Shall this Motion be APPROVED?

18. 110952 [Disapproving Planning Commission Decision Related to Conditional Use Authorization - 4141 Geary Boulevard/450 - 6th Avenue]
Motion disapproving decision of the Planning Commission by its Motion No. 18415, approving Conditional Use Authorization identified as Planning Case No. 2010.0951C on property located at 4141 Geary Boulevard/450 - 6th Avenue, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

09/27/2011; CONTINUED.

Question: Shall this Motion be APPROVED?

19. 110953 [Preparation of Findings Related to the Conditional Use Authorization - 4141 Geary Boulevard/450 - 6th Avenue]
Motion directing the Clerk of the Board to prepare findings relating to proposed Conditional Use Authorization identified as Planning Case No. 2010.0951C on property located at 4141 Geary Boulevard/450 - 6th Avenue.

09/27/2011; CONTINUED.

Question: Shall this Motion be APPROVED?

ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.

Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced for adoption without committee reference. A unanimous vote is required for adoption of these resolutions today. Any Supervisor may require any resolution to go to committee.

Questions on the For Adoption Without Committee Reference Agenda are on for adoption, or approved, as indicated.

Items 20 through 26

20. 111117 **[Approval of the Ryan White HIV Emergency Relief Grant Program Application]**
Sponsors: Mayor; Wiener
Resolution authorizing the San Francisco Department of Public Health to submit an application to continue to receive funding for the "HIV/AIDS Emergency Relief Grant Program (Ryan White Programs, Part A)" Grant from the Health Resources Services Administration, requesting $36,118,233 in HIV emergency relief program funding for the San Francisco Eligible Metropolitan Area from March 1, 2012, through February 28, 2013.

10/18/2011: REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

Question: Shall this Resolution be ADOPTED?

21. 111118 **[Food Day - October 24, 2011]**
Sponsors: Chiu; Mar and Mirkarimi
Resolution supporting the efforts of Food Day on October 24, 2011, in the City and County of San Francisco.

10/18/2011: REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

22. 111120 **[Approval of a 30-Day Extension for Planning Commission Review of Rezoning of 312 Connecticut Street (File No. 110845)]**
Sponsor: Cohen
Resolution extending by 30 days the prescribed time within which the Planning Commission may render its decision on a proposed Ordinance (File No. 110845) amending the San Francisco Zoning Map Sheet No. ZN08 to: 1) rezone Block No. 4035, Lot No. 003 (312 Connecticut Street) from RH-2 to NC-2; and 2) making environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

10/18/2011: REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

23. 111121 [Urging the Planning Commission to Initiate and Consider Amendments to the General Plan Concerning the SFMOMA Expansion/Fire Station Relocation and Housing Project]
Sponsor: Kim
Resolution urging the Planning Commission to initiate and consider amendments to Map 2 of the Community Facilities Element of the San Francisco General Plan as part of the SFMOMA Expansion/Fire Station Relocation and Housing Project (676 Howard Street and 935 Folsom Street).

10/18/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

24. 111122 [Urging Preference to Certified Organic Food Vendors]
Sponsors: Mar; Campos and Avalos
Resolution urging the City and County of San Francisco to give preference to certified organic food vendors and to urge the federal government to label and test genetically engineered foods, as well as to assign liability to the commercial developers of genetically engineered technology.

10/18/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

25. 111119 [Waiver Permitting City Employees to Assist the Department of Elections with the November 8, 2011, Consolidated Municipal Election]
Sponsor: Chiu
Motion granting a waiver from the prohibition imposed by Charter Section 13.104.5, to permit City employees to assist the Department of Elections with the November 8, 2011, Consolidated Municipal Election.

10/18/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

26. 111124 [2012 Board of Supervisors Regular Meeting Schedule]
Motion establishing the 2012 Board of Supervisors regular meeting schedule by canceling the Board meetings of January 3, January 17, February 21, May 29, October 9, and November 13; and by further canceling all Board and Committee meetings during the summer and winter breaks from August 1 through August 31, and December 12 through December 31. (Clerk of the Board)

10/18/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

27. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires eight (8) votes or a unanimous six (6) or seven (7). A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

LEGISLATION INTRODUCED AT ROLL CALL

PROPOSED ORDINANCE

111096 **[Contract Amendment - Western Area Power Administration - Electric Services]**
Ordinance approving the second amendment to the contract between the City and County of San Francisco and the United States, through the Department of Energy Western Area Power Administration, for delivery of low-cost power and scheduling coordinator services to Treasure Island and Yerba Buena Island; and approving the City indemnifying and holding the United States harmless against claims arising from the activities of the City under the contract, and waiving the requirement of Section 21.19 of the San Francisco Administrative Code which requires that a City contract contain a statement of guaranteed maximum costs, and waiving the requirement of Section 21.35 of the San Francisco Administrative Code which requires that every contract contain a statement regarding liability of claimants for submitting false claims. (Public Utilities Commission)

10/14/2011; RECEIVED FROM DEPARTMENT.

10/25/2011; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

111100 **[Petitions and Communications]**

Petitions and Communications received from October 11, 2011, through October 17, 2011, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on October 25, 2011.

Personal information that is provided in communications to the Board of Supervisors is subject to disclosure under the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information provided will not be redacted.

*From Office of the Controller, submitting the 2011 San Francisco City Survey Report. (1)

*From Medical Cannabis Task Force, submitting the 2011 Annual Report. (2)

*From Department of Public Health, submitting the FY2010-2011 Deemed Approved Uses Ordinance Report. (3)

From Office of the Controller, submitting the FY2010-2011 review of Municipal Transportation Agency Work Orders. (4)

From Office of the Controller, submitting the Ferry Building Investors, LLC, audit report. (5)

*From Office of the Controller, regarding the San Francisco Emergency Aid Relief Program. (6)

*From Office of the Controller, submitting an audit report regarding the 2009 Proposition Q for ten selected organizations. (7)

*From Office of the Controller, submitting a report on the City's efforts and resources to house homeless individuals. (8)

From Bay Area Golf Club of Northern California, submitting support for Sharp Park Golf Course. File No. 110966, Copy: Each Supervisor (9)

From Office of the Sheriff, submitting request for waiver of Administrative Code Chapter 12B and 12C for VirTra Systems. (10)

From concerned citizens, submitting support for establishing standards for Bird-Safe Buildings. File No. 110785, 4 letters (11)

*From concerned citizens, regarding saving the Sharp Park Wetlands. File No. 110966. Copy: CONS Committee Clerk, Approximately 50 letters (12)

*From concerned citizens, submitting support for the Commission on Animal Control and Welfare's humane pet acquisition proposal in defense of animals. 29 letters (13)

From BART Government & Community Relations, regarding refunds to customers who were incorrectly overcharged for long term parking permits at the Airport. (14)

From concerned citizens, regarding the "OccupySF" peaceful protest and assembly. 3 letters (15)

From Supervisor Campos, submitting report from UNITE HERE Local 2 regarding San Francisco's Health Care Security Ordinance. File No. 110998 (16)

From concerned citizens, submitting support for a street name change on a portion of La Playa Street between Lawton Street and Kirkham Street to "Great Highway." File No. 110968. Copy: Supervisor Chu. 2 letters. (17)

From Richard Skaff, regarding the City's response to public-right-of-way access complaints. (18)

From Office of the Treasurer and Tax Collector, submitting its Investment Report for the month of September 2011. (19)

From William Heaton, regarding the Blue Angels. (20)

From Olimpia Tovar Arreola, regarding her complaint against the Next Door homeless shelter. Copy: Each Supervisor. (21)

From State Public Utilities Commission, submitting notification of PG&E's application for recovery of natural disaster-related costs in electric rates. (22)

From State Department of Fish and Game, submitting notice of proposed regulatory action relating to the Shared Habitat Alliance for Recreational Enhancement program. Copy: Each Supervisor. (23)

From James Chaffee, regarding Assembly Bill 438 regarding the privatization of California's public libraries. File No. 111061. (24)

From concerned citizens, submitting opposition to proposed legislation concerning false advertising by limited services pregnancy centers. File No. 110899, 11 letters. (25)

From Ron Wolter, regarding taxi credit card fees. File No. 110908. (26)

From Office of the Controller, submitting the August 2011 Government Barometer Report. (27)

*(An asterisked item represents the cover sheet to a document that exceeds 25 pages. The complete document is available at the Clerk's Office Room 244, City Hall.)

ADJOURNMENT

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO
AGENDA

10-28-11A08:34 RCVD

GOVERNMENT
DOCUMENTS DEPT

OCT 28 2011

SAN FRANCISCO
PUBLIC LIBRARY

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tuesday, November 1, 2011 - 2:00 PM

Regular Meeting

DAVID CHIU, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, CARMEN CHU, MALIA COHEN, SEAN ELSBERND, MARK FARRELL, JANE KIM, ERIC MAR, ROSS MIRKARIMI, SCOTT WIENER

Angela Calvillo, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.sfbos.org

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Chu, Mirkarimi, Kim	Wednesday 10:00 AM
City and School District Select Committee Supervisors Cohen, Avalos, Chu, Commissioners Fewer, Maufas, Norton	2nd and 4th Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors Avalos, Mar, Elsbernd	2nd and 4th Monday 10:00 AM
Government Audit and Oversight Committee Supervisors Campos, Farrell, Chiu	2nd and 4th Thursday 10:00 AM
Land Use and Economic Development Committee Supervisors Mar, Cohen, Wiener	Monday 1:00 PM
Public Safety Committee Supervisors Mirkarimi, Cohen, Campos	1st and 3rd Thursday 10:30 AM
Rules Committee Supervisors Kim, Elsbernd, Farrell	1st and 3rd Thursday 1:30 PM

First-named Supervisor is Chair, Second-named Supervisor is Vice-Chair of the Committee

Agenda Item Information

Each item on the Consent or Regular agenda may include the following documents:

1) Legislation
2) Budget and Legislative Analyst report
3) Department or Agency cover letter and/or report
4) Public correspondence

These items will be available for review at 1 Dr. Carlton B. Goodlett Place, City Hall, Room 244, Reception Desk.

Meeting Procedures

The Board of Supervisors is the legislative body of the City and County of San Francisco. The Board has several standing committees where ordinances and resolutions are the subject of hearings at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers, and similar sound-producing electronic devices; 3) bringing in or displaying signs in the meeting room; and 4) standing in the meeting room.

Each member of the public will be allotted the same maximum number of minutes to speak as set by the President or Chair at the beginning of each item or public comment, excluding City representatives, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

IMPORTANT INFORMATION: The public is encouraged to testify at Committee meetings. Persons unable to attend the meeting may submit to the City, by the time the proceedings begin, written comments regarding the agenda items above. These comments will be made a part of the official public record and shall be brought to the attention of the Board of Supervisors. Written communications should be submitted to the Clerk of the Board, Clerk of a Committee or its members: 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102. Communications which are not received prior to the hearing may be delivered to the Clerk of the Committee at the hearing and you are encouraged to bring enough copies for distribution.

LAPTOP COMPUTER FOR PRESENTATIONS: Contact City Hall Media Services at (415) 554-7490 to coordinate the use of the laptop computer for presentations. Presenters should arrive 30 minutes prior to the meeting to test their presentations on the computer.

AGENDA PACKET: Available for review in Clerk's Office, Room 244, City Hall, 1 Dr.Carlton B Goodlett Place, or on the internet at http://www.sfbos.org/meetings. Meetings are cablecast on SF Cable 26. For DVD copies and scheduling call (415) 554-4188.

LANGUAGE INTERPRETERS: Requests must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722. AVISO EN ESPAÑOL: La solicitud para un traductor debe recibirse antes de mediodía de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯　必須在會議前最少四十八小時提出要求
請電　(415) 554-7719

Disability Access

The Legislative Chamber (Room 250) and the Committee Room (Room 263) in City Hall are wheelchair accessible. Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the F, J, K, L, M, N, T (exit at Civic Center or Van Ness Stations). MUNI bus lines also serving the area are the 5, 6, 9, 19, 21, 47, 49, 71, and 71L. For more information about MUNI accessible services, call (415) 701-4485.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under The Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils, and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact by mail Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102; phone at (415) 554-7724; fax at (415) 554-7854; or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfbos.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 252-3100; fax (415) 252-3112; web site http://www.sfgov.org/ethics

ROLL CALL AND PLEDGE OF ALLEGIANCE

AGENDA CHANGES

APPROVAL OF MEETING MINUTES

Approval of the September 27, 2011, Board Meeting Minutes.

COMMUNICATIONS

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Questions on the Consent Agenda are on final passage, first reading, adoption, or approved, as indicated.

Items 1 through 10

Recommendation of the Budget and Finance Committee

Present: Supervisors Chu, Mirkarimi, Kim

1. 111048 **[Appropriating $1,000,000 of Mirant Potrero, LLC, Settlement Funds to the Department of Public Health for Neighborhood Improvement and Mitigation in FY2011-2012]**
Sponsor: Cohen
Ordinance appropriating $1,000,000 of Mirant Potrero, LLC, settlement funds to the Department of Public Health for neighborhood improvement and mitigation in the neighborhoods most impacted by the Potrero Power Plant in FY2011-2012.

(Fiscal Impact)

10/25/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Mar, Wiener

2. **110995** **[Mission Bay South Blocks 41-43, Phase 2 - Improvements]**
Ordinance accepting the irrevocable offer of public infrastructure improvements associated with Mission Bay South Blocks 41-43, Phase 2, including acquisition facilities on Owens Street and within public utility easements in private streets; declaring City property as shown on official Department of Public Works maps as open public right-of-way; dedicating such improvements for public use and designating Owens Street and improvements for street and roadway purposes; establishing street grades and sidewalk widths on Owens Street; accepting said facilities for City maintenance and liability purposes, subject to specified limitations; adopting environmental findings and findings that such actions are consistent with the City's General Plan, eight priority policy findings of Planning Code Section 101.1, and the Mission Bay South Redevelopment Plan; accepting a Department of Public Works Order; and authorizing official acts in connection with this Ordinance. (Public Works Department)

10/25/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

3. **110996** **[Mission Bay Park Block P16 - Improvements]**
Ordinance dedicating City property and portions of State Trust Parcels 4 and 5, known as Mission Bay Park Block P16, lying along Third Street, Mission Bay Boulevard North, and Mission Bay Boulevard South for public use and naming the new park "Mission Bay Commons Park;" accepting the irrevocable offer for the acquisition facilities; designating said facilities for open space and park purposes; accepting the Park for maintenance and liability purposes, subject to specified limitations; adopting environmental findings and findings that such actions are consistent with the City's General Plan, priority policy findings of City Planning Code Section 101.1, and the Mission Bay South Redevelopment Plan; accepting a Department of Public Works Order; and authorizing official acts in connection with this Ordinance. (Public Works Department)

10/25/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Public Safety Committee

Present: Supervisors Mirkarimi, Campos

4. **110883** **[Accept and Expend Grant - Mass Notification System Security Improvements - $551,552]**
Sponsor: Chiu
Resolution authorizing the Port of San Francisco to accept and expend a grant in the amount of $551,552 from the Department of Homeland Security, 2010 Port Security Grant Program, for Ferry Building and Ferry Terminal Mass Notification System improvements at the Port of San Francisco.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Rules Committee

Present: Supervisors Kim, Elsbernd, Farrell

5. 111024 **[Settlement of Lawsuit - Norman T. Larson, et al. - $122,500]**
Ordinance approving settlement of the lawsuit filed by Norman T. Larson, San Francisco Apartment Association, San Francisco Association of Realtors, Coalition For Better Housing, Round Hill Pacific, and John Zanghi (collectively "Larson Petitioners") against the City and County of San Francisco by payment by the City and County of San Francisco to the Larson Petitioners' counsel Nielsen, Merksamer, Parrinello, Gross, and Leoni, LLP, in the amount of $122,500 and other terms; the lawsuit was filed on December 10, 2008, in the San Francisco Superior Court, Case No. 509-083, entitled Larson et al. vs. City and County of San Francisco. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

6. 111025 **[Settlement of Lawsuit - City to Pay $500 for Sub-Surface Easement in San Mateo County]**
Ordinance authorizing settlement of a lawsuit filed by the City and County of San Francisco against San Mateo County Transit District; Union Pacific Railroad Company; State of California, Department of Transportation; and Does 1 through 100; to condemn and take by right of eminent domain a permanent sub-surface easement of approximately 27,829 square feet in property owned by San Mateo County Transit District, located in Menlo Park, California, commonly known as SBE 872-41-20P; filed June 3, 2010, in San Mateo County Superior Court, Case No. CIV 495644; entitled City and County of San Francisco v. San Mateo County Transit District; Union Pacific Railroad Company; State of California, Department of Transportation; and Does 1 through 100. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

7. 111099 **[Settlement of Lawsuit - Damian Fleming - $70,000]**
Ordinance authorizing settlement of the lawsuit filed by Damian Fleming against the City and County of San Francisco for $70,000; the lawsuit was filed on July 14, 2010, in San Francisco Superior Court, Case No. CGC 10-501543, entitled Fleming v. City and County of San Francisco. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

8. 110390 **[Authorizing Tax Collector to File Suit Against Responsible Relatives of Recipient of Services at City Hospitals to Recover Value of Services]**
Resolution authorizing Tax Collector Attorney to file suit against responsible relatives to recover value of services rendered at hospital facilities operated by the San Francisco Department of Public Health. (Treasurer-Tax Collector)

Question: Shall this Resolution be ADOPTED?

9. 111072 **[Appointments, Shelter Monitoring Committee - Simon Martinez, Deborah Muise, and Ramon Lacayo]**
Motion appointing Simon Martinez, Deborah Muise, and Ramon Lacayo, terms ending November 23, 2012, to the Shelter Monitoring Committee. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

10. 111097 [Appointments, Immigrant Rights Commission - Kathleen Coll, Mario Paz, Angus McCarthy, Felix Fuentes, Melba Maldonado, and Toye Moses]
Motion appointing Kathleen Coll, Mario Paz, Angus McCarthy, Felix Fuentes, Melba Maldonado, and Toye Moses, terms ending June 6, 2013, to the Immigrant Rights Commission. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

REGULAR AGENDA

UNFINISHED BUSINESS

From the Board

The public comment legally required under California Government Code Section 54954.3 and San Francisco Administrative Code Section 67.15(a) prior to approval was provided and completed on October 25, 2011.

(Only one of the following two motions should be approved.)

11. 110951 [Approving Planning Commission Decision Related to Conditional Use Authorization - 4141 Geary Boulevard/450 - 6th Avenue]
Motion approving decision of the Planning Commission by its Motion No. 18415, approving Conditional Use Authorization identified as Planning Case No. 2010.0951C on property located at 4141 Geary Boulevard/450 - 6th Avenue, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

09/27/2011; CONTINUED.

10/25/2011; CONTINUED.

Question: Shall this Motion be APPROVED?

12. 110952 [Disapproving Planning Commission Decision Related to Conditional Use Authorization - 4141 Geary Boulevard/450 - 6th Avenue]
Motion disapproving decision of the Planning Commission by its Motion No. 18415, approving Conditional Use Authorization identified as Planning Case No. 2010.0951C on property located at 4141 Geary Boulevard/450 - 6th Avenue, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

09/27/2011; CONTINUED.

10/25/2011; CONTINUED.

Question: Shall this Motion be APPROVED?

13. 110953 **[Preparation of Findings Related to the Conditional Use Authorization - 4141 Geary Boulevard/450 - 6th Avenue]**
Motion directing the Clerk of the Board to prepare findings relating to proposed Conditional Use Authorization identified as Planning Case No. 2010.0951C on property located at 4141 Geary Boulevard/450 - 6th Avenue.

09/27/2011, CONTINUED.

10/25/2011, CONTINUED.

Question: Shall this Motion be APPROVED?

From the Clerk

14. 111169 **[Adopting FIndings Reversing the General Rule Exclusion Determination - 1171 Sansome Street]**
Motion adopting findings reversing the Planning Department's determination that a project located at 1171 Sansome Street (aka 1111 Sansome Street) is exempt from environmental review through a general rule exclusion. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

From the Government Audit and Oversight Committee Without Recommendation

Present: Supervisors Campos, Farrell, Chiu

15. 111030 **[Administrative Code - Health Care Security Ordinance]**
Sponsor: Chiu
Ordinance amending the San Francisco Administrative Code Sections 14.1, 14.3, 14.4, and adding Section 14.1.5 to: 1) clarify that only expenditures reasonably calculated to benefit the employee shall satisfy the employer expenditure requirements of the Health Care Security Ordinance; 2) provide, in the alternative if triggered by court action, that only amounts actually paid to provide employee health care services shall satisfy the employer expenditure requirements of the Health Care Security Ordinance; 3) require employers imposing surcharges to pay for the required expenditures to report certain information to OLSE in connection with the surcharge; 4) add an employee notification requirement; 5) modify penalty provisions; and 6) set an operative date.

10/25/2011; CONTINUED ON FIRST READING.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendation of the Land Use and Economic Development Committee

Present: Supervisors Mar, Cohen, Wiener

16. 110590 **[Planning Code - Reconstruction of Buildings Damaged or Destroyed by Fire or Acts of God]**
Sponsor: Cohen
Ordinance amending the San Francisco Planning Code Sections 181(d) and 188(b) to: 1) provide a process for the reconstruction of buildings damaged or destroyed by fire or acts of God; 2) provide a retroactive operative date of August 1, 2009; and 3) adopt findings, including environmental findings and Planning Code Section 302 findings.

10/18/2011; CONTINUED ON FIRST READING.

Question: Shall this Ordinance be PASSED ON FIRST READING?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Chu, Mirkarimi, Kim

17. 110999 **[Administrative Code - Financial Policy Regarding Selected Nonrecurring Revenues]**
Sponsors: Mayor; Chiu, Farrell and Chu
Ordinance amending the San Francisco Administrative Code Section 10.60, and adding Section 10.61, to adopt a binding financial policy under Charter Section 9.120 providing that Selected Nonrecurring Revenues may only be spent on Nonrecurring Expenditures. (Controller)

(Fiscal Impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

18. 111000 **[Administrative Code - Certificates of Participation and Commercial Paper Debt Policies]**
Sponsors: Mayor; Farrell, Chiu and Chu
Ordinance amending the San Francisco Administrative Code by adding Section 10.62 to adopt a binding financial policy under Charter Section 9.120 regarding certificates of participation and commercial paper. (Controller)

Question: Shall this Ordinance be PASSED ON FIRST READING?

19. 111001 **[Administrative Code - Budget Procedures and Reporting Requirements]**
Sponsors: Mayor; Chiu, Farrell and Chu
Ordinance amending the San Francisco Administrative Code Sections 3.3, 3.4, 3.5, 3.6, 3.20, 22A.6, 88.4, and by repealing Sections 88.8, and 88.10 to: 1) update budget procedures to accommodate two-year budget cycles and five-year financial planning requirements, and 2) eliminate outdated and duplicative reporting requirements. (Controller)

Question: Shall this Ordinance be PASSED ON FIRST READING?

20. 111084 **[Appropriating $1,843,125 of Children's Fund Contingency in the Department of Children, Youth, and their Families to Fund Subsidized Child Care for Low Income Families - FY2011-2012]**
Sponsor: Mayor
Ordinance appropriating $1,843,125 of Children's Fund Designated Contingency to the Department of Children, Youth, and their Families to allow California Department of Education Title Five Contractors to provide subsidized child care funding for low income families in order to mitigate State cuts in FY2011-2012.

(Fiscal Impact)

Question: Shall this Ordinance be PASSED ON FIRST READING?

21. 111085 **[Memorandum of Understanding, Amendment No. 4 - Service Employees International Union, Local 1021 (H-1 Fire Rescue Paramedics)]**
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 4 to the 2007-2013 Memorandum of Understanding between the City and County of San Francisco and the Service Employees International Union, Local 1021, H-1 Fire Rescue Paramedics, by extending its term to June 30, 2015, and implementing specified terms and conditions of employment for FYs 2011-2012, 2012-2013, 2013-2014, and 2014-2015.

Question: Shall this Ordinance be PASSED ON FIRST READING?

22. 110986 **[Airport Concession Lease - Amendment No. 1 to Terminal 3 Newstands - Pacific Gateway Concessions, LLC]**
Resolution retroactively approving Amendment No. 1 to Terminal 3 Newsstands Lease No. 04-0165 between Pacific Gateway Concessions, LLC, and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)

Question: Shall this Resolution be ADOPTED?

23. 110987 **[Airport Concession Lease - Amendment No. 4 to Boarding Areas B and C Principal Retail - Pacific Gateway Concessions, LLC]**
Resolution approving Amendment No. 4 to Boarding Areas "B" and "C" Principal Retail Concession Lease No. 98-0228 between Pacific Gateway Concessions, LLC, and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)

Question: Shall this Resolution be ADOPTED?

24. 110988 [Airport Concession Lease - Amendment No. 3 to North Terminal Bookstore - Books, Inc.]

Resolution approving Amendment No. 3 to North Terminal Bookstore Lease No. 00-0176 between Books, Inc., and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)

Question: Shall this Resolution be ADOPTED?

25. 111009 [Adopting a Fixed Two-Year Budget for Airport, the Port, and the Public Utilities Commission]

Sponsors: Mayor, Chiu, Farrell and Chu

Resolution adopting a fixed two-year budgetary cycle for the Airport, the Port, and the Public Utilities Commission, defining terms, and setting deadlines. (Controller)

Question: Shall this Resolution be ADOPTED?

26. 111010 [General Obligation Refunding Bonds - Series 2011-R1 - Not to Exceed $1,355,991,219]

Sponsor: Mayor

Resolution authorizing the issuance from time to time, in one or more series, of not to exceed $1,355,991,219 aggregate principal amount of the City and County of San Francisco General Obligation Refunding Bonds, including the initial series or series of such Bond to be designated as "City and County of San Francisco General Obligation Refunding Bonds, Series 2011-R1," to refund certain outstanding General Obligation Bonds; approving the form and terms of said bonds; authorizing the execution, authentication, and registration of said bonds; providing for the appointment of depositories, verification agents, and other agents for said bonds; approving the form and authorizing the execution and delivery of escrow agreements relating to the refunded bonds; approving and directing the tax levy for repayment of said bonds; approving procedures for competitive or negotiated sales including approving forms of official notice of sale and notice of intention to sell said bonds and authorizing the selection of underwriters and the execution and delivery of bond purchase agreements; approving the form and authorizing the execution and delivery of continuing disclosure certificates; approving the form and authorizing the distribution of the preliminary official statement and authorizing the execution, delivery, and distribution of the official statement for the Series 2011 R1 Bonds; authorizing payment of costs of issuance of said bonds; approving modifications to documents; ratifying actions previously taken; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale, and delivery of the bonds and the refunding of certain outstanding General Obligation Bonds.

(Fiscal Impact)

10/18/2011; AMENDED.

10/18/2011; RE-REFERRED AS AMENDED to the Budget and Finance Committee.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Economic Development Committee

Present: Mar, Cohen, Wiener

27. 110767 **[Planning Code - Alcoholic Beverages in the Mission Alcoholic Beverage Special Use Subdistrict]**
Sponsors: Kim; Wiener and Mar
Ordinance amending the San Francisco Planning Code Section 249.60 to: 1) permit bowling alleys and single screen theatres in the Mission Alcoholic Beverage Special Use Subdistrict to serve alcoholic beverages; and 2) making environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

Question: Shall this Ordinance be PASSED ON FIRST READING?

28. 110984 **[Transportation Code - Residential Parking Permit Application Penalties]**
Ordinance amending the San Francisco Transportation Code, Article 7, Division I, Section 7.2.50, and adding Section 7.3.11, to authorize administrative and misdemeanor penalties for submitting false, misleading, or fraudulent information on a residential parking permit application. (Municipal Transportation Agency)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendation of the Public Safety Committee

Present: Supervisors Mirkarimi, Campos

29. 110967 **[Police Code - Regulating Public Nudity in Restaurants and Public Seating Areas]**
Sponsor: Wiener
Ordinance amending the San Francisco Police Code Section 1071.1 to: 1) prohibit public nudity in restaurants; and 2) prohibit sitting on public benches or public seating areas without clothing or some other separate material between the person's genitals, buttocks, or anal region and the seating surface.

Question: Shall this Ordinance be PASSED ON FIRST READING?

SPECIAL ORDER 3:30 P.M. - Recognition of Commendations

COMMITTEE REPORTS

Reports from committees, if any, recommending emergency or urgent measures.

The following items will be considered by the City Operations and Neighborhood Services Committee at a Special Meeting on Monday, October 31, 2011, at 10:00 a.m. The Chair intends to request the Committee to send the following items to the Board as a committee report on Tuesday, November 1, 2011.

30. 111164 **[Supporting the Occupy Wall Street Protest Movement and the People's Right to Peaceful Assembly]**
Sponsors: Avalos; Campos, Kim and Mar
Resolution supporting the Occupy Wall Street Protest Movement and urging Mayor Lee to uphold people's right to peaceful assembly and collaborate with OccupySF to ensure the safety of the protestors, their supporters, and the greater public in the City and County of San Francisco.

Question: Shall this Resolution be ADOPTED?

31. 111165 **[Supporting Regulated and Safe Patient Access to Medical Cannabis]**
Sponsors: Campos; Mar, Avalos, Chiu, Mirkarimi, Kim and Wiener
Resolution supporting regulated and safe patient access to medical cannabis in the City and County of San Francisco.

Question: Shall this Resolution be ADOPTED?

ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.

Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced for adoption without committee reference. A unanimous vote is required for adoption of these resolutions today. Any Supervisor may require any resolution to go to committee.

Questions on the For Adoption Without Committee Reference Agenda are on for adoption, or approved, as indicated.

Items 32 through 36

32. 111168 **[Accept and Expend Grant - Prevention Training Center Clinical Training Program - $96,121]**
Sponsor: Wiener
Resolution authorizing the San Francisco Department of Public Health to accept and expend a grant in the amount of $96,121 from the University of California, San Francisco, to fund the Prevention Training Center Clinical Training Program for the period of April 1, 2012, through March 31, 2013.

10/25/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

33. 111114 **[Committee of the Whole - Ground Lease Agreement - 25 Essex Street, Commonly Known as Rene Cazenave Apartments - November 8, 2011]**
Sponsor: Kim
Motion scheduling the Board to sit as a Committee of the Whole on November 8, 2011, at 3 p.m., to hold a public hearing of the proposal of the Redevelopment Agency of the City and County of San Francisco on a Resolution to consider the proposal of the San Francisco Redevelopment Agency to enter into a Ground Lease Agreement and lease the land located at 25 Essex Street, Assessor's Parcel No. 064-3749, commonly known as Rene Cazenave Apartments to 25 Essex, L.P., a California limited partnership, consistent with the provisions of the California Community Redevelopment Law Section 33433.

10/25/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

34. 111175 **[Final Map 4633: 1584 - 1598 Church Street]**
Motion approving Final Map 4633, a Mixed-Use, Six Unit Residential and One Unit Commercial Condominium Project, located at 1584 - 1598 Church Street being a subdivision of Assessors Block No. 6601, Lot No. 006; and adopting findings pursuant to the General Plan and City Planning Code Section 101.1 (Public Works Department)

10/26/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

35. 111176 [Final Map 6374: 2020 Ellis Street]
Motion approving Final Map 6374, a 12 Unit Residential Condominium Project, located at 2020 Ellis Street being a subdivision of Assessors Block No. 1101, Lot No. 047; and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

10/26/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

36. 111177 [Final Map 6466: 574 Natoma Street]
Motion approving Final Map 6466, an 11 Unit Residential Condominium Project, located at 574 Natoma Street being a subdivision of Assessors Block No. 3726, Lot No. 075; and adopting findings pursuant to the General Plan and City Planning Code Section 101.1 (Public Works Department)

10/26/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

37. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires eight (8) votes or a unanimous six (6) or seven (7). A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

LEGISLATION INTRODUCED AT ROLL CALL

PROPOSED ORDINANCES

Proposed ordinances received from October 18, 2011, through October 24, 2011, for reference by President to appropriate committee on November 1, 2011.

111135 **[Settlement of Lawsuit - Diane Bauer - $35,000]**
Ordinance authorizing settlement of the portion of the lawsuit filed by Diane Bauer against the City and County of San Francisco for $35,000; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al.

10/17/2011; RECEIVED FROM DEPARTMENT.

11/01/2011; RECEIVED AND ASSIGNED to the Rules Committee.

111136 **[Settlement of Lawsuit - David Cheung - $80,000]**
Ordinance authorizing settlement of the portion of the lawsuit filed by David Cheung, individually and dba Kwok Shing Hong against the City and County of San Francisco for $80,000; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al.

10/17/2011; RECEIVED FROM DEPARTMENT.

11/01/2011; RECEIVED AND ASSIGNED to the Rules Committee.

111137 **[Settlement of Lawsuit - Elaine Choy - $28,850]**
Ordinance authorizing settlement of the portion of the lawsuit filed by Elaine Choy against the City and County of San Francisco for $28,850; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

10/17/2011; RECEIVED FROM DEPARTMENT.

11/01/2011; RECEIVED AND ASSIGNED to the Rules Committee.

111138 **[Settlement of Lawsuit - Shonna Cook - $27,785]**
Ordinance authorizing settlement of the portion of the lawsuit filed by Shonna Cook against the City and County of San Francisco for $27,785; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

10/17/2011; RECEIVED FROM DEPARTMENT.

11/01/2011; RECEIVED AND ASSIGNED to the Rules Committee.

111139 **[Settlement of Lawsuit - James Cordova/Maria Morales - $26,965]**
Ordinance authorizing settlement of the portion of the lawsuit filed by James Cordova/Maria Morales against the City and County of San Francisco for $26,965; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

10/17/2011; RECEIVED FROM DEPARTMENT.

11/01/2011; RECEIVED AND ASSIGNED to the Rules Committee.

111140 **[Settlement of Lawsuit - Brenda Dickson - $28,000]**
Ordinance authorizing settlement of the portion of the lawsuit filed by Brenda Dickson against the City and County of San Francisco for $28,000; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

10/17/2011; RECEIVED FROM DEPARTMENT.

11/01/2011; RECEIVED AND ASSIGNED to the Rules Committee.

111141 **[Settlement of Lawsuit - Susan Garduno - $25,730]**
Ordinance authorizing settlement of the portion of the lawsuit filed by Susan Garduno against the City and County of San Francisco for $25,730; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

10/17/2011; RECEIVED FROM DEPARTMENT.

11/01/2011; RECEIVED AND ASSIGNED to the Rules Committee.

111142 **[Settlement of Lawsuit - KLW, LLC - $110,000]**
Ordinance authorizing settlement of the portion of the lawsuit filed by KLW, LLC, against the City and County of San Francisco for $110,000; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

10/17/2011; RECEIVED FROM DEPARTMENT.

11/01/2011; RECEIVED AND ASSIGNED to the Rules Committee.

111143 **[Settlement of Lawsuit - Lawrence LaBianca - $34,965]**
Ordinance authorizing settlement of the portion of the lawsuit filed by Lawrence LaBianca against the City and County of San Francisco for $34,965; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

10/17/2011; RECEIVED FROM DEPARTMENT.

11/01/2011; RECEIVED AND ASSIGNED to the Rules Committee.

111144 **[Settlement of Lawsuit - Jane Martin and David Baker - $50,000]**
Ordinance authorizing settlement of the portion of the lawsuit filed by Jane Martin and David Baker against the City and County of San Francisco for $50,000; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

10/17/2011 RECEIVED FROM DEPARTMENT

11/01/2011 RECEIVED AND ASSIGNED to the Rules Committee.

111145 **[Settlement of Lawsuit - Pat Moore/Tom Moore - $30,000]**
Ordinance authorizing settlement of the portion of the lawsuit filed by Pat Moore/Tom Moore against the City and County of San Francisco for $30,000; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

10/17/2011; RECEIVED FROM DEPARTMENT.

11/01/2011; RECEIVED AND ASSIGNED to the Rules Committee.

111146 **[Settlement of Lawsuit - James Ramsey/Patricia Carazo Ramsey - $33,000]**
Ordinance authorizing settlement of the portion of the lawsuit filed by James Ramsey/Patricia Carazo Ramsey against the City and County of San Francisco for $33,000; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

10/17/2011; RECEIVED FROM DEPARTMENT.

11/01/2011, RECEIVED AND ASSIGNED to the Rules Committee.

111147 **[Settlement of Lawsuit - Sally Seid - $27,815]**
Ordinance authorizing settlement of the portion of the lawsuit filed by Sally Seid against the City and County of San Francisco for $27,815; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

10/17/2011; RECEIVED FROM DEPARTMENT.

11/01/2011; RECEIVED AND ASSIGNED to the Rules Committee.

111148 **[Settlement of Lawsuit - Angela Sinicropi/Martin Takigawa - $26,820]**
Ordinance authorizing settlement of the portion of the lawsuit filed by Angela Sinicropi/Martin Takigawa against the City and County of San Francisco for $26,820; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

10/17/2011; RECEIVED FROM DEPARTMENT.

11/01/2011; RECEIVED AND ASSIGNED to the Rules Committee.

111149 **[Settlement of Lawsuit - Sunday Bazaar/2170 Folson, LLC - $60,000]**
Ordinance authorizing settlement of the portion of the lawsuit filed by Sunday Bazaar/2170 Folson, LLC, against the City and County of San Francisco for $60,000; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

10/17/2011; RECEIVED FROM DEPARTMENT.

11/01/2011; RECEIVED AND ASSIGNED to the Rules Committee.

111151 **[Public Improvements Acceptance - Bayshore Boulevard at Waterloo Street]**
Ordinance accepting an irrevocable offer for improvements and real property related to the widening of Bayshore Boulevard at Waterloo Street and accepting a grant deed for these purposes; declaring such area to be open public right-of-way and dedicating it for right-of-way and roadway purposes; accepting maintenance and liability for this area subject to certain limitations; establishing sidewalk width change for this area; making findings, including environmental findings and general plan and priority policy findings; and authorizing official acts in connection with this Ordinance. (Public Works Department)

10/18/2011; RECEIVED FROM DEPARTMENT.

11/01/2011; RECEIVED AND ASSIGNED to the Land Use and Economic Development Committee.

111154 **[Agreement - Tracking Environmental Attributes]**
Ordinance approving a contract between the City and County of San Francisco and the Western Renewable Energy Generation Information System (WREGIS) for documenting and tracking environmental attributes at an estimated initial cost of $4,500 per year, depending on account activity; waiving the competitive procurement requirements of the San Francisco Administrative Code Chapter 21 for this service, waiving the requirement of Section 21.9(b) of the San Francisco Administrative Code that a City contract not contain an automatic renewal provision, waiving the requirement of Section 21.35 of the San Francisco Administrative Code that every contract contain a statement regarding liability of claimants for submitting false claims, waiving the requirement of Section 12F.5 of the San Francisco Administrative Code that every contract contain a statement urging companies abide by the MacBride Principles, and waiving the requirement of Section 12O.2 of the San Francisco Administrative Code that every contractor provide EIC forms to eligible employees; and authorizing the San Francisco Public Utilities Commission to enter other similar contracts for tracking environmental attributes. (Public Utilities Commission)

10/24/2011; RECEIVED FROM DEPARTMENT.

11/01/2011; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

PROPOSED RESOLUTIONS

Proposed resolutions received from October 18, 2011, through October 24, 2011, for reference by President to appropriate committee on November 1, 2011.

111150 **[Settlement of Claim - James Christian - $200,000]**
Resolution approving the settlement of the unlitigated claim filed by James Christian against the City and County of San Francisco for $200,000; claim was filed on May 31, 2011. (City Attorney)

10/17/2011; RECEIVED FROM DEPARTMENT.

11/01/2011; RECEIVED AND ASSIGNED to the Rules Committee.

111152 **[Airport Lease and Use Agreement - Swiss International Air Lines, Limited]**
Resolution approving the terms of 2011 Airline/Airport Lease and Use Agreement L11-0182 between the City and County of San Francisco and Swiss International Air Lines, Limited, to conduct international flight operations at San Francisco International Airport. (Airport Commission)

10/21/2011; RECEIVED FROM DEPARTMENT.

11/01/2011; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

111153 **[Contract Extension - Voting System - Not to Exceed $4,529,600]**
Resolution approving an amendment to the existing contract between the City and County of San Francisco, through its Department of Elections, and Dominion Voting Systems for an amount not to exceed $4,529,600 and to extend the term of the contract through December 11, 2013 [or December 11, 2016]. (Elections Department)

10/24/2011; RECEIVED FROM DEPARTMENT.

11/01/2011; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

111157 **[Petitions and Communications]**
Petitions and Communications received from October 18, 2011, through October 24, 2011, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on November 1, 2011.

Personal information that is provided in communications to the Board of Supervisors is subject to disclosure under the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information provided will not be redacted.

From Clerk of the Board, the following individual has submitted a Form 700 Statement. (1)
Lin-Shao Chin, Legislative Aide - Leaving

From Aging and Adult Services Commission, submitting its Community Living Fund: Program for Case Management and Purchase of Resources and Services Report for January - June 2011. (2)

From Fish and Game Commission, submitting a copy of the notice of proposed regulatory action relative to California Code of Regulations, Title 14, Sections 550, 550.5, 551, 552, 553, 630, and 703. (3)

From Office of the Controller, City Services Auditor, submitting its FY2009-2010 Review Memorandum: Results of Political Activity Compliance Review. (4)

From Controller's Office, City Services Auditor, submitting its Human Services Agency Payroll Audit Report for calendar year January 1, 2010, through December 31, 2010. (5)

*From Residential Rent Stabilization and Arbitration Board, submitting its 2010-2011 Rent Board Annual Statistical Report. (6)

From concerned citizens, submitting support for the restoration of Sharp Park wetlands and wildlife. File No. 110966, 10 letters. (7)

From concerned citizens, submitting opposition to false advertising by limited services pregnancy centers. File No. 110899, 2 letters. (8)

From Allen Jones, submitting opposition to offering tax breaks to businesses that hire former felons. File No. 111102. (9)

From Hedda Thieme, submitting a request that Clipper Cards display a running total of money that was deducted for travel. (10)

From Gerald Cauthen, SaveMuni.com, submitting financial and ridership comparisons for the San Francisco Central Subway Project. (11)

From concerned citizens, submitting support for San Francisco Animal Control and Welfare Humane Pet Acquisition proposal. 3 letters. (12)

From Congresswoman Jackie Speier, submitting opposition to the use of federal funds for purposes of managing Sharp Park. (13)

From Barbara Cohen, submitting support for the reappointment of Dr. Toye Moses to the Immigrant Rights Commission. (14)

*From San Francisco Unified School District, submitting its 2011-2012 Williams Facilities Inspection Report and Textbook Inspection Reports. (15)

From Dennis J. Herrera, City Attorney, submitting a response to statements Mayor Lee made about Office of the City Attorney's code enforcement efforts (16)

*(An asterisked item represents the cover sheet to a document that exceeds 25 pages. The complete document is available at the Clerk's Office Room 244, City Hall.)

ADJOURNMENT

BOARD of SUPERVISORS

City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco 94102-4689
Tel. No. 554-5184
Fax No. 554-5163
TDD/TTY No. 554-5227

NOTICE OF PUBLIC HEARING

BOARD OF SUPERVISORS OF THE CITY AND COUNTY OF SAN FRANCISCO

NOTICE IS HEREBY GIVEN THAT the Board of Supervisors of the City and County of San Francisco, as a Committee of the Whole, will hold a public hearing to consider the following proposal and said public hearing will be held as follows, at which time all interested parties may attend and be heard:

Date: **Tuesday, November 8, 2011**

Time: **3:00 p.m.**

Location: **Legislative Chamber, Room 250 located at City Hall, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA**

Subject: **Public Hearing to consider a Ground Lease between the Redevelopment Agency of the City and County of San Francisco and 25 Essex, L.P., for the lease of land at 25 Essex Street consistent with the provisions of the California Community Redevelopment Law Section 33433**

GOVERNMENT DOCUMENTS DEPT
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SAN FRANCISCO PUBLIC LIBRARY

The purpose of said hearing is to hear all persons interested in the matter of the proposal of the Redevelopment Agency of the City and County of San Francisco (the "Redevelopment Agency") to enter into a Ground Lease in connection with the lease of land at 25 Essex Street, more specifically described as APN: Lot No. 064; Block No. 3749 (the "Property").

The Redevelopment Agency proposes to enter into said Ground Lease for the lease of the land for said Property to the following named Developer on or after November 8, 2011.

25 Essex, L.P.
A CALIFORNIA LIMITED PARTNERSHIP

The Redevelopment Agency has prepared a report pursuant to Section 33433 of the California Community Redevelopment Law. The report contains the following: 1) a copy of the Ground Lease; and 2) a summary of the proposed transaction. Interested persons may inspect and, upon payment of the costs of reproduction, obtain copies of the report at the following address: San Francisco Redevelopment Agency, One South Van Ness Avenue, 5th Floor, San Francisco, California, 94103.

Pursuant to Government Code Section 65009, notice is hereby given, if you challenge, in court, the matter described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

In accordance with Section 67.7-1 of the San Francisco Administrative Code, persons who are unable to attend the hearing on these matters may submit written comments to the City prior to the time the hearing begins. These comments will be made as part of the official public records in this matter, and shall be brought to the attention of the Board of Supervisors. Written comments should be addressed to Angela Calvillo, Clerk of the Board, Room 244, City Hall, 1 Dr. Carlton B. Goodlett Place, San Francisco, 94102. Information relating to this matter is available in the Office of the Clerk of the Board and agenda information relating to this matter will be available for public review, at the Office of the Clerk of the Board, on Thursday, November 8, 2011.

Angela Calvillo
Clerk of the Board

DATED: October 19, 2011
PUBLISHED: October 23, 2011 and October 30, 2011

BOARD OF SUPERVISORS

CITY AND COUNTY OF SAN FRANCISCO

AGENDA

11-03-11P02:45 RCVD

GOVERNMENT
DOCUMENTS DEPT

NOV - 3 2011

SAN FRANCISCO
PUBLIC LIBRARY

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tuesday, November 8, 2011 - 2:00 PM

Regular Meeting

DAVID CHIU, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, CARMEN CHU, MALIA COHEN, SEAN ELSBERND, MARK FARRELL, JANE KIM, ERIC MAR, ROSS MIRKARIMI, SCOTT WIENER

Angela Calvillo, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.sfbos.org

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Chu, Mirkarimi, Kim	Wednesday 10:00 AM
City and School District Select Committee Supervisors Cohen, Avalos, Chu, Commissioners Fewer, Maufas, Norton	2nd and 4th Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors Avalos, Mar, Elsbernd	2nd and 4th Monday 10:00 AM
Government Audit and Oversight Committee Supervisors Campos, Farrell, Chiu	2nd and 4th Thursday 10:00 AM
Land Use and Economic Development Committee Supervisors Mar, Cohen, Wiener	Monday 1:00 PM
Public Safety Committee Supervisors Mirkarimi, Cohen, Campos	1st and 3rd Thursday 10:30 AM
Rules Committee Supervisors Kim, Elsbernd, Farrell	1st and 3rd Thursday 1:30 PM

First-named Supervisor is Chair, Second-named Supervisor is Vice-Chair of the Committee.

Agenda Item Information

Each item on the Consent or Regular agenda may include the following documents:

1) Legislation
2) Budget and Legislative Analyst report
3) Department or Agency cover letter and/or report
4) Public correspondence

These items will be available for review at 1 Dr. Carlton B. Goodlett Place, City Hall, Room 244, Reception Desk.

Meeting Procedures

The Board of Supervisors is the legislative body of the City and County of San Francisco. The Board has several standing committees where ordinances and resolutions are the subject of hearings at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers, and similar sound-producing electronic devices; 3) bringing in or displaying signs in the meeting room; and 4) standing in the meeting room.

Each member of the public will be allotted the same maximum number of minutes to speak as set by the President or Chair at the beginning of each item or public comment, excluding City representatives, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

IMPORTANT INFORMATION: The public is encouraged to testify at Committee meetings. Persons unable to attend the meeting may submit to the City, by the time the proceedings begin, written comments regarding the agenda items above. These comments will be made a part of the official public record and shall be brought to the attention of the Board of Supervisors. Written communications should be submitted to the Clerk of the Board, Clerk of a Committee or its members: 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102. Communications which are not received prior to the hearing may be delivered to the Clerk of the Committee at the hearing and you are encouraged to bring enough copies for distribution.

LAPTOP COMPUTER FOR PRESENTATIONS: Contact City Hall Media Services at (415) 554-7490 to coordinate the use of the laptop computer for presentations. Presenters should arrive 30 minutes prior to the meeting to test their presentations on the computer.

AGENDA PACKET: Available for review in Clerk's Office, Room 244, City Hall, 1 Dr.Carlton B Goodlett Place, or on the internet at http://www.sfbos.org/meetings. Meetings are cablecast on SF Cable 26. For DVD copies and scheduling call (415) 554-4188.

LANGUAGE INTERPRETERS: Requests must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722. AVISO EN ESPAÑOL: La solicitud para un traductor debe recibirse antes de mediodía de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯　必須在會議前最少四十八小時提出要求
請電　(415) 554-7719

Disability Access

The Legislative Chamber (Room 250) and the Committee Room (Room 263) in City Hall are wheelchair accessible. Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the F, J, K, L, M, N, T (exit at Civic Center or Van Ness Stations). MUNI bus lines also serving the area are the 5, 6, 9, 19, 21, 47, 49, 71, and 71L. For more information about MUNI accessible services, call (415) 701-4485.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under The Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils, and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact by mail Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102; phone at (415) 554-7724; fax at (415) 554-7854; or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfbos.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 252-3100; fax (415) 252-3112; web site http://www.sfgov.org/ethics

ROLL CALL AND PLEDGE OF ALLEGIANCE

AGENDA CHANGES

COMMUNICATIONS

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

(The Mayoral Appearance at the Board of Supervisors is rescheduled to November 15, 2011.)

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Questions on the Consent Agenda are on final passage, first reading, adoption, or approved, as indicated.

Items 1 through 11

Recommendations of the Budget and Finance Committee

Present: Supervisors Chu, Mirkarimi, Kim

1. 111000 **[Administrative Code - Certificates of Participation and Commercial Paper Debt Policies]**
Sponsors: Mayor; Farrell, Chiu and Chu
Ordinance amending the San Francisco Administrative Code by adding Section 10.62 to adopt a binding financial policy under Charter Section 9.120 regarding certificates of participation and commercial paper. (Controller)

11/01/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

2. 111001 [Administrative Code - Budget Procedures and Reporting Requirements]
Sponsors: Mayor; Chiu, Farrell and Chu
Ordinance amending the San Francisco Administrative Code Sections 3.3, 3.4, 3.5, 3.6, 3.20, 22A.6, 88.4, and by repealing Sections 88.8, and 88.10 to: 1) update budget procedures to accommodate two-year budget cycles and five-year financial planning requirements; and 2) eliminate outdated and duplicative reporting requirements. (Controller)

11/01/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

3. 111084 [Appropriating $1,843,125 of Children's Fund Contingency in the Department of Children, Youth, and their Families to Fund Subsidized Child Care for Low Income Families - FY2011-2012]
Sponsors: Mayor; Mar
Ordinance appropriating $1,843,125 of Children's Fund Designated Contingency to the Department of Children, Youth, and their Families to allow California Department of Education Title Five Contractors to provide subsidized child care funding for low income families in order to mitigate State cuts in FY2011-2012.

(Fiscal Impact)

11/01/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

4. 111085 [Memorandum of Understanding, Amendment No. 4 - Service Employees International Union, Local 1021 (H-1 Fire Rescue Paramedics)]
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 4 to the 2007-2013 Memorandum of Understanding between the City and County of San Francisco and the Service Employees International Union, Local 1021, H-1 Fire Rescue Paramedics, by extending its term to June 30, 2015, and implementing specified terms and conditions of employment for FYs 2011-2012, 2012-2013, 2013-2014, and 2014-2015.

11/01/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Mar, Cohen, Wiener

5. 110590 **[Planning Code - Reconstruction of Buildings Damaged or Destroyed by Fire or Acts of God] -**
Sponsor: Cohen
Ordinance amending the San Francisco Planning Code Sections 181(d) and 188(b) to: 1) provide a process for the reconstruction of buildings damaged or destroyed by fire or acts of God; 2) provide a retroactive operative date of August 1, 2009; and 3) adopt findings, including environmental findings and Planning Code Section 302 findings.

10/18/2011; CONTINUED ON FIRST READING.

11/01/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

6. 110767 **[Planning Code - Alcoholic Beverages in the Mission Alcoholic Beverage Special Use Subdistrict]**
Sponsors: Kim; Wiener and Mar
Ordinance amending the San Francisco Planning Code Section 249.60 to: 1) permit bowling alleys and single screen theatres in the Mission Alcoholic Beverage Special Use Subdistrict to serve alcoholic beverages; and 2) making environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

11/01/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

7. 110984 **[Transportation Code - Residential Parking Permit Application Penalties]**
Ordinance amending the San Francisco Transportation Code, Article 7, Division I, Section 7.2.50, and adding Section 7.3.11, to authorize administrative and misdemeanor penalties for submitting false, misleading, or fraudulent information on a residential parking permit application. (Municipal Transportation Agency)

11/01/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Public Safety Committee

Present: Supervisors Mirkarimi, Campos

8. 110967 [Police Code - Regulating Public Nudity in Restaurants and Public Seating Areas]
Sponsor: Wiener
Ordinance amending the San Francisco Police Code Section 1071.1 to: 1) prohibit public nudity in restaurants; and 2) prohibit sitting on public benches or public seating areas without clothing or some other separate material between the person's genitals, buttocks, or anal region and the seating surface.

11/01/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Rules Committee

Present: Supervisors Kim, Elsbernd, Farrell

9. 111024 [Settlement of Lawsuit - Norman T. Larson, et al. - $122,500]
Ordinance approving settlement of the lawsuit filed by Norman T. Larson, San Francisco Apartment Association, San Francisco Association of Realtors, Coalition For Better Housing, Round Hill Pacific, and John Zanghi (collectively "Larson Petitioners") against the City and County of San Francisco by payment by the City and County of San Francisco to the Larson Petitioners' counsel Nielsen, Merksamer, Parrinello, Gross, and Leoni, LLP, in the amount of $122,500 and other terms; the lawsuit was filed on December 10, 2008, in the San Francisco Superior Court, Case No. 509-083, entitled Larson et al. vs. City and County of San Francisco. (City Attorney)

11/01/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

10. 111025 [Settlement of Lawsuit - City to Pay $500 for Sub-Surface Easement in San Mateo County]
Ordinance authorizing settlement of a lawsuit filed by the City and County of San Francisco against San Mateo County Transit District; Union Pacific Railroad Company; State of California, Department of Transportation; and Does 1 through 100; to condemn and take by right of eminent domain a permanent sub-surface easement of approximately 27,829 square feet in property owned by San Mateo County Transit District, located in Menlo Park, California, commonly known as SBE 872-41-20P; filed June 3, 2010, in San Mateo County Superior Court, Case No. CIV 495644; entitled City and County of San Francisco v. San Mateo County Transit District; Union Pacific Railroad Company; State of California, Department of Transportation; and Does 1 through 100. (City Attorney)

11/01/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

11. 111099 **[Settlement of Lawsuit - Damian Fleming - $70,000]**
Ordinance authorizing settlement of the lawsuit filed by Damian Fleming against the City and County of San Francisco for $70,000, the lawsuit was filed on July 14, 2010, in San Francisco Superior Court, Case No. CGC 10-501543, entitled Fleming v. City and County of San Francisco (City Attorney)

11/01/2011: PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

REGULAR AGENDA

UNFINISHED BUSINESS

From the Clerk

12. 111169 **[Adopting Findings Reversing the General Rule Exclusion Determination - 1171 Sansome Street]**
Motion adopting findings reversing the Planning Department's determination that a project located at 1171 Sansome Street (aka 1111 Sansome Street) is exempt from environmental review through a general rule exclusion. (Clerk of the Board)

11/01/2011: CONTINUED.

Question: Shall this Motion be APPROVED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Chu, Mirkarimi, Kim

13. 111031 **[Appropriating $304,120,801 of Water System Improvement Program Project Funds - Finance Committee Reserve of $215,338,107 - Public Utilities Commission - FY2011-2012]**
Sponsor: Chu
Ordinance de-appropriating $304,120,801 in existing Water System Improvement Program (WSIP) project budgets and re-appropriating the funds to the revised WSIP program budgets adopted by the San Francisco Public Utilities Commission, and placing $215,338,107, as well as future project savings, on Finance Committee reserve.

(Fiscal Impact)

Question: Shall this Ordinance be PASSED ON FIRST READING?

14. 111103 [De-Appropriating $17,080,000 of 2008 Clean and Safe Neighborhood Parks Bond Proceeds from Various Voter-Approved Projects and Re-Appropriating to Other Voter-Approved Projects]
Sponsor: Mayor
Ordinance de-appropriating $17,080,000 of 2008 Clean and Safe Neighborhood Parks Bond proceeds, Series 2008A, which were appropriated upon sale of the second issuance to specific voter-approved projects and re-appropriating $17,080,000 to other, voter-approved projects.

(Fiscal Impact)

Question: Shall this Ordinance be PASSED ON FIRST READING?

15. 111112 [Accept and Expend Grant - TransitionSF, Enhanced Job Training Demonstration - $5,724,203]
Sponsors: Mayor; Chu
Resolution authorizing the Office of Economic and Workforce Development to retroactively accept and expend a grant in the amount of $5,724,203 from the Department of Labor for TransitionSF.

Question: Shall this Resolution be ADOPTED?

From the Budget and Finance Committee Without Recommendation

Present: Supervisors Chu, Mirkarimi, Kim

16. 111162 [Appropriating $3,448,827 of State Revenue Loss Reserves and Federal Revenues for Adult Day Health Centers at the Human Services Agency - FY2011-2012]
Sponsors: Mayor; Kim, Chiu and Mirkarimi
Ordinance appropriating $3,370,001 of State revenue loss reserves and $78,826 of Adult Protective Services federal match revenues to provide one-time bridge funding to Adult Day Health Centers, through the Human Services Agency, in order to mitigate state cuts in FY2011-2012.

(Fiscal Impact)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Campos, Farrell, Chiu

17. 110818 [Board Response to the 2010-2011 Civil Grand Jury Report Entitled "Central Subway Too Much Money For Too Little Benefit"]
Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2010-2011 Civil Grand Jury Report entitled "Central Subway Too Much Money for Too Little Benefit" and urging the Mayor to cause the implementation of accepted findings and recommendations through his/her department heads and through the development of the annual budget. (Clerk of the Board)

Question: Shall this Resolution be ADOPTED?

18. 110929 **[Board Response to the 2010-2011 Civil Grand Jury Report Entitled "Whistling in the Dark: The San Francisco Whistleblower Program"]**
Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2010-2011 Civil Grand Jury Report entitled "Whistling in the Dark: The San Francisco Whistleblower Program" and urging the Mayor to cause the implementation of accepted findings and recommendations through his/her department heads and through the development of the annual budget. (Clerk of the Board)

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

(Pursuant to File No. 111114, approved November 1, 2011.)

19. 111115 **[Hearing - Ground Lease - Redevelopment Agency Land - 25 Essex Street, Commonly Known as Rene Cazenave Apartments]**
Hearing of persons interested in or objecting to proposed Resolution approving and authorizing the Redevelopment Agency of the City and County of San Francisco to execute a lease of land at 25 Essex Street, Assessor's Block No. 3749, Lot No. 064, southeast corner of Folsom and Essex Streets, commonly known as Rene Cazenave Apartments, in the Transbay Redevelopment Project Area, to 25 Essex L.P., a California limited partnership, for 75 years for the purpose of developing housing for very low-income formerly homeless residents.

Question: Shall this Hearing be HEARD AT PUBLIC HEARING?

Committee of the Whole Adjourn and Report

20. 111116 **[Ground Lease - Redevelopment Agency Land - 25 Essex Street, Commonly Known as Rene Cazenave Apartments]**
Sponsor: Kim
Resolution approving and authorizing the Redevelopment Agency of the City and County of San Francisco to execute a lease of land at 25 Essex Street, Assessor's Block No. 3749, Lot No. 064, southeast corner of Folsom and Essex Streets, commonly known as Rene Cazenave Apartments, in the Transbay Redevelopment Project Area, to 25 Essex L.P., a California limited partnership, for 75 years for the purpose of developing housing for very low-income formerly homeless residents.

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:30 P.M. - Recognition of Commendations

ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.

Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced for adoption without committee reference. A unanimous vote is required for adoption of these resolutions today. Any Supervisor may require any resolution to go to committee.

Questions on the For Adoption Without Committee Reference Agenda are on for adoption, or approved, as indicated.

Items 21 through 30

21. 111194 [Accept and Expend Gift - Donor Database - $75,000]
Sponsor: Chu
Resolution authorizing the Recreation and Park Department to retroactively accept and expend an in-kind gift valued at $75,000 from the Salesforce.com Foundation to provide the department with a web-based donor database and 10 user licenses for a period of over five years (2011-2015).

11/01/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

22. 111195 **[Accept and Expend Grant - Sudden Oak Death - $569]**
Sponsor: Farrell
Resolution authorizing the Department of Public Health to retroactively accept and expend a grant in the amount of $569 from the California Department of Food and Agriculture to fund the program entitled "Sudden Oak Death" for the period of July 1, 2011, through June 30, 2012

11/01/2011, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

Question: Shall this Resolution be ADOPTED?

23. 111197 **[Accept and Expend Gift - Strawberry Hill Restoration Project - $15,500]**
Sponsor: Mar
Resolution authorizing the Recreation and Park Department to retroactively accept and expend a gift in-place, valued at $15,500 from the San Francisco Parks Trust to support the Strawberry Hill Restoration Project.

11/01/2011, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

24. 111198 **[Accept and Expend Gift - Golden Gate Park Tennis Courts Resurfacing - $45,680]**
Sponsor: Mar
Resolution authorizing the Recreation and Park Department to retroactively accept and expend a gift in-place, valued at $45,680 from the San Francisco Tennis Coalition for the resurfacing of two banks of courts (courts 6-17) at the Golden Gate Park Tennis Complex.

11/01/2011, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

25. 111202 **[Approval of a 90-Day Extension for Planning Commission Review of Washington-Broadway Special Use District 1; Waterfront Special Use Districts 2 and 3; Special Districts for Sign Illumination; and Special Districts for Scenic Streets (File No. 110547)]**
Sponsor: Chiu
Resolution extending by 90 days the prescribed time within which the Planning Commission may render its decision on a Ordinance (File No. 110547) amending Sheets SU01, SS01, and SS02 of the San Francisco Zoning Map to: 1) add blocks and lots to the Washington-Broadway Special Use District 1; 2) add blocks to the Waterfront Special Use District 2; 3) delete blocks and add lots to the Waterfront Special Use District 3; 4) make the boundaries of the Special District for Sign Illumination on Broadway co-extensive with the Broadway Neighborhood Commercial District; 5) delete the Van Ness Special District for Sign Illumination; and 6) add The Embarcadero from Taylor Street to Second Street to the Special District for Scenic Streets; adopting findings, including environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

11/01/2011: REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

26. 111204 [Approval of a 90-Day Extension for Planning Commission Review of Uses, Signs, Building Features, Floor Area Ratio, Parking, and Compliance in Specified Use Districts (File No. 110548)]
Sponsor: Chiu
Resolution extending by 90 days the prescribed time within which the Planning Commission may render its decision on a Ordinance (File No. 110548) amending the San Francisco Planning Code by repealing Sections 136.2, 136.3, 158, 187, 249.15, 263.2, 263.3, 602.25, 602.26, 607.3, 607.4, and amending various other Code sections to: 1) increase the amount of principally permitted parking spaces for dwellings in RC-4 and C-3 Districts; 2) make off-street parking requirements in the Van Ness Special Use District and RC-3 Districts consistent with those of RC-4 Districts; 3) eliminate minimum parking requirements for the Chinatown Mixed Use Districts and North Beach Neighborhood Commercial Districts; 4) allow exceptions from required parking under specified circumstances; 5) amend the restrictions on off-street parking rates and extend them to additional zoning districts; 6) revise sign, awning, canopy and marquee controls in specified zoning districts; 7) increase the permitted use size for limited corner commercial uses in RTO and RM districts, and allow reactivation of lapsed limited commercial uses in R districts; 8) revise the boundaries of and modify parking and screening requirements in the Washington-Broadway and Waterfront Special Use Districts; 9) modify controls for uses and accessory uses in Commercial and Residential-Commercial Districts; 10) permit certain exceptions from exposure and open space requirements for historic buildings; and 11) modify conformity requirements in various use districts; adopting findings, including environmental findings, Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

11/01/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

27. 111203 [Committee of the Whole - Public Hearing on the Disclosure Responsibilities of Public Officials Under Federal Securities Law]
Sponsor: Chiu
Motion that the Board of Supervisors convene as a Committee of the Whole on November 15, 2011, at 3:00 p.m., to hold a public hearing on the disclosure responsibilities of public officials under federal securities law.

11/01/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

28. 111130 **[Committee of the Whole - Ground Lease Agreement - 474 Natoma Street, Commonly Known as the Natoma Family Apartments - November 15, 2011]**
Sponsor: Kim
Motion scheduling the Board to sit as a Committee of the Whole on November 15, 2011, at 3 00 p m , to hold a public hearing of the proposal of the Redevelopment Agency of the City and County of San Francisco on a Resolution to consider the proposal of the San Francisco Redevelopment Agency to enter into a Ground Lease Agreement and lease the land located at 474 Natoma Street, Assessor's Block No. 3725, Lot No. 101, commonly known as the Natoma Family Apartments to 474 Natoma, LLC, a California limited liability company, consistent with the provisions of the California Community Redevelopment Law Section 33433.

11/01/2011: REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

29. 111187 **[Final Map 5410: 1150 Ocean Avenue]**
Motion approving Final Map 5410, a five parcel, Airspace Mixed Use Subdivision, including a 173 Residential Unit Condominium Project, located at 1150 Ocean Avenue being a subdivision of Assessors Block No. 3180, Lot No. 003; approving a Public Improvement Agreement related to the Final Map; and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.

11/01/2011: REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

30. 111188 **[Final Map 5914: 1345 Turk Street]**
Motion approving Final Map 5914, a 32 Unit Residential Condominium Project, located at 1345 Turk Street being a subdivision of Assessors Block No. 0756, Lot No. 017; and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

11/01/2011: REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

31. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires eight (8) votes or a unanimous six (6) or seven (7). A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

LEGISLATION INTRODUCED AT ROLL CALL

PROPOSED RESOLUTIONS

Proposed resolutions received from October 25, 2011, through October 31, 2011, for reference by President to appropriate committee on November 8, 2011.

111172 **[Supporting Goals for Federal Funding - Community Development Block Grant and Emergency Solutions Grant Programs]**
Resolution supporting FY2012-2013 Community Development Block Grant and Emergency Solutions Grant Consolidated Plan goals. (Mayor)

10/25/2011; RECEIVED FROM DEPARTMENT.

11/08/2011; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

111173 **[Funding Application - CalHome Program - $1,500,000]**
Resolution authorizing the Mayor's Office of Housing to submit an application to the California Department of Housing and Community Development in the amount of $1,500,000 for funding under the CalHome Program; the execution of a standard agreement if selected for such funding and any amendments thereto; and any related documents necessary to participate in the CalHome Program. (Mayor)

10/31/2011; RECEIVED FROM DEPARTMENT.

111181 **[Petitions and Communications]**

Petitions and Communications received from October 25, 2011, through October 31, 2011, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on November 8, 2011.

Personal information that is provided in communications to the Board of Supervisors is subject to disclosure under the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information provided will not be redacted.

From Office of the Mayor, submitting letter vetoing the Health Care Security Ordinance. File No. 110998, Copy: Each Supervisor (1)

From State Controller, regarding the State Aid for Peace Officers and Training Program audit. Copy: Each Supervisor (2)

From Office of the Clerk of the Board, the following individual has submitted a Form 700 Statement:
Les Hilger III, Assuming/Leaving - Legislative Aide (3)

From Human Services Agency, submitting the FY2011-2012 Human Services Care Fund Quarter Update. Copy: Each Supervisor (4)

From State Fish and Game Commission, submitting notice of proposed regulatory action relating to sport and commercial fisheries. Copy: Each Supervisor (5)

From Department of Elections, regarding the Department's handling and processing of ballots for the November 8, 2011, Consolidated Municipal Election. Copy: Each Supervisor (6)

From Planning Department, submitting notice that the Geary Road Bridge Replacement Project, located in unincorporated Alameda County is under Environmental Review. (7)

From concerned citizens, regarding saving the Sharp Park Wetlands. File No. 110966, Copy: Budget and Finance Committee Clerk, 19 letters (8)

From Public Utilities Commission, submitting request for release of reserved funds for the Calaveras Dam Replacement Water System Improvement Project, a component project within the Sunol Valley Water Region, in the amount of $27,283,174. Copy: Budget and Finance Chair, Committee Clerk (9)

From Board of Appeals, submitting the FY2010-2011 Annual Report. (10)

From Emil Lawrence, regarding a police report against the Gascon Campaign for District Attorney. (11)

From concerned citizens, submitting support for bird safe buildings. File No. 110785, 4 letters (12)

From concerned citizens, regarding Occupy San Francisco. File No. 111164, 6 letters (13)

From James Chaffee, regarding a false arrest lawsuit. (14)

From Ryan McCaffrey, submitting support for the building of new cell sites in San Francisco. (15)

From Marian Monks, submitting support for proposed ordinance amending the San Francisco Administrative Code by adding Chapter 93, Sections 93.1 through 93.5, to prohibit limited services pregnancy centers from making false or misleading statements to the public about pregnancy-related services the centers offer or perform. File No. 110899 (16)

*From concerned citizens, submitting opposition to proposed ordinance amending the San Francisco Administrative Code by adding Chapter 93, Sections 93.1 through 93.5, to prohibit limited services pregnancy centers from making false or misleading statements to the public about pregnancy-related services the centers offer or perform. File No. 110899, Approximately 75 letters (17)

*(An asterisked item represents the cover sheet to a document that exceeds 25 pages. The complete document is available at the Clerk's Office Room 244, City Hall.)

ADJOURNMENT

BOARD of SUPERVISORS

City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco 94102-4689
Tel. No. 554-5184
Fax No. 554-5163
TDD/TTY No. 554-5227

10-26-11A08:34 RCVD

NOTICE OF PUBLIC HEARING

BOARD OF SUPERVISORS OF THE CITY AND COUNTY OF SAN FRANCISCO

NOTICE IS HEREBY GIVEN THAT the Board of Supervisors of the City and County of San Francisco, as a Committee of the Whole, will hold a public hearing to consider the following proposal and said public hearing will be held as follows, at which time all interested parties may attend and be heard:

GOVERNMENT
DOCUMENTS DEPT

OCT 26 2011

SAN FRANCISCO
PUBLIC LIBRARY

Date: **Tuesday, November 15, 2011**

Time: **3:00 p.m.**

Location: **Legislative Chamber, Room 250 located at City Hall, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA**

Subject: **Public Hearing to consider the Proposed Disposition and Development Agreement between the Redevelopment Agency of the City and County of San Francisco and 474 Natoma, LLC., for the disposition of land at 474 Natoma Street pursuant to the provisions of the California Community Redevelopment Law Section 33433**

The purpose of said hearing is to hear all persons interested in the matter of the proposal of the Redevelopment Agency of the City and County of San Francisco (the "Redevelopment Agency") to enter into a Ground Lease in connection with the lease of land at 474 Natoma Street, more specifically described as APN: Lot No. 101; Block No. 3725 (the "Property").

The Redevelopment Agency proposes to enter into said Ground Lease for the lease of the land for said Property to the following named Developer after November 15, 2011.

474 Natoma, LLC
A CALIFORNIA LIMITED LIABILTY COMPANY

The Redevelopment Agency has prepared a report pursuant to Section 33433 of the California Community Redevelopment Law. The report contains the following: 1) a copy of the Ground Lease; and 2) a summary of the proposed transaction. Interested persons may inspect and, upon payment of the costs of reproduction, obtain copies of the report at the following address: San Francisco Redevelopment Agency, One South Van Ness Avenue, 5th Floor, San Francisco, California, 94103.

Pursuant to Government Code Section 65009, notice is hereby given, if you challenge, in court, the matter described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

In accordance with Section 67.7-1 of the San Francisco Administrative Code, persons who are unable to attend the hearing on these matters may submit written comments to the City prior to the time the hearing begins. These comments will be made as part of the official public records in this matter, and shall be brought to the attention of the Board of Supervisors. Written comments should be addressed to Angela Calvillo, Clerk of the Board, Room 244, City Hall, 1 Dr. Carlton B. Goodlett Place, San Francisco, 94102. Information relating to this matter is available in the Office of the Clerk of the Board and agenda information relating to this matter will be available for public review, at the Office of the Clerk of the Board, on Thursday, November 10, 2011.

Angela Calvillo
Clerk of the Board

DATED: October 26, 2011
PUBLISHED: October 30, 2011 and November 6, 2011

BOARD of SUPERVISORS

City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco 94102-4689
Tel. No. 554-5184
Fax No. 554-5163
TDD/TTY No. 554-5227

11-04-11P02:38 RCVD

NOTICE OF PUBLIC HEARING

BOARD OF SUPERVISORS OF THE CITY AND COUNTY OF SAN FRANCISCO

NOTICE IS HEREBY GIVEN THAT the Board of Supervisors of the City and County of San Francisco will hold a public hearing to consider the following proposal and said public hearing will be held as follows, at which time all interested parties may attend and be heard:

GOVERNMENT
DOCUMENTS DEPT

NOV - 4 2011

SAN FRANCISCO
PUBLIC LIBRARY

Date: **Tuesday, November 15, 2011**

Time: **4:00 p.m.**

Location: **Legislative Chamber, Room 250 located at City Hall, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102**

Subject: **File No. 111125. Hearing of persons interested in or objecting to the decision of the Planning Commission's September 15, 2011, Conditional Use Authorization identified as Planning Case No. 2011.0664C, by its Motion No. 18442, under Planning Code Sections 711.83 and 303, to install a wireless telecommunications facility consisting of eight panel antennas and related equipment on an existing one-story commercial building as part of the AT&T wireless telecommunications network within a NC-2 (Small-Scale Neighborhood Commercial) Zoning District and a 40-X Height and Bulk District, on property located at 3901 Mission Street, Assessor's Block No. 5802, Lot No. 044. (District 9) (Appellant: Tom Cantrell on behalf of the College Hill Neighborhood Association)**

Pursuant to Government Code Section 65009, notice is hereby given, if you challenge, in court, the matter described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

In accordance with Section 67.7-1 of the San Francisco Administrative Code, persons who are unable to attend the hearing on these matters may submit written comments to the City prior to the time the hearing begins. These comments will be made a part of the official public records in these matters, and shall be brought to the attention of the Board of Supervisors. Written comments should be addressed to

Angela Calvillo, Clerk of the Board, Room 244, City Hall, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102. Information relating to this matter is available in the Office of the Clerk of the Board and agenda information will be available for public review on Thursday, November 10, 2011.

Angela Calvillo
Clerk of the Board

DATED/POSTED/MAILED: November 4, 2011

BOARD OF SUPERVISORS

CITY AND COUNTY OF SAN FRANCISCO

AGENDA

GOVERNMENT
DOCUMENTS DEPT
NOV 10 2011
SAN FRANCISCO
PUBLIC LIBRARY

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tuesday, November 15, 2011 - 2:00 PM

Regular Meeting

DAVID CHIU, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, CARMEN CHU, MALIA COHEN, SEAN ELSBERND, MARK FARRELL, JANE KIM, ERIC MAR, ROSS MIRKARIMI, SCOTT WIENER

Angela Calvillo, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.sfbos.org

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Chu, Mirkarimi, Kim	Wednesday 10:00 AM
City and School District Select Committee Supervisors Cohen, Avalos, Chu, Commissioners Fewer, Maufas, Norton	2nd and 4th Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors Avalos, Mar, Elsbernd	2nd and 4th Monday 10:00 AM
Government Audit and Oversight Committee Supervisors Campos, Farrell, Chiu	2nd and 4th Thursday 10:00 AM
Land Use and Economic Development Committee Supervisors Mar, Cohen, Wiener	Monday 1:00 PM
Public Safety Committee Supervisors Mirkarimi, Cohen, Campos	1st and 3rd Thursday 10:30 AM
Rules Committee Supervisors Kim, Elsbernd, Farrell	1st and 3rd Thursday 1:30 PM

First-named Supervisor is Chair, Second-named Supervisor is Vice-Chair of the Committee

Agenda Item Information

Each item on the Consent or Regular agenda may include the following documents:

1) Legislation
2) Budget and Legislative Analyst report
3) Department or Agency cover letter and/or report
4) Public correspondence

These items will be available for review at 1 Dr. Carlton B. Goodlett Place, City Hall, Room 244, Reception Desk.

Meeting Procedures

The Board of Supervisors is the legislative body of the City and County of San Francisco. The Board has several standing committees where ordinances and resolutions are the subject of hearings at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers, and similar sound-producing electronic devices; 3) bringing in or displaying signs in the meeting room; and 4) standing in the meeting room.

Each member of the public will be allotted the same maximum number of minutes to speak as set by the President or Chair at the beginning of each item or public comment, excluding City representatives, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

IMPORTANT INFORMATION: The public is encouraged to testify at Committee meetings. Persons unable to attend the meeting may submit to the City, by the time the proceedings begin, written comments regarding the agenda items above. These comments will be made a part of the official public record and shall be brought to the attention of the Board of Supervisors. Written communications should be submitted to the Clerk of the Board, Clerk of a Committee or its members: 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102. Communications which are not received prior to the hearing may be delivered to the Clerk of the Committee at the hearing and you are encouraged to bring enough copies for distribution.

LAPTOP COMPUTER FOR PRESENTATIONS: Contact City Hall Media Services at (415) 554-7490 to coordinate the use of the laptop computer for presentations. Presenters should arrive 30 minutes prior to the meeting to test their presentations on the computer.

AGENDA PACKET: Available for review in Clerk's Office, Room 244, City Hall, 1 Dr.Carlton B Goodlett Place, or on the internet at http://www.sfbos.org/meetings. Meetings are cablecast on SF Cable 26. For DVD copies and scheduling call (415) 554-4188.

LANGUAGE INTERPRETERS: Requests must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722. AVISO EN ESPAÑOL: La solicitud para un traductor debe recibirse antes de mediodía de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯　必須在會議前最少四十八小時提出要求
請電　(415) 554-7719

Disability Access

The Legislative Chamber (Room 250) and the Committee Room (Room 263) in City Hall are wheelchair accessible. Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the F, J, K, L, M, N, T (exit at Civic Center or Van Ness Stations). MUNI bus lines also serving the area are the 5, 6, 9, 19, 21, 47, 49, 71, and 71L. For more information about MUNI accessible services, call (415) 701-4485.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under The Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils, and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact by mail Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102; phone at (415) 554-7724; fax at (415) 554-7854; or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfbos.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 252-3100; fax (415) 252-3112; web site http://www.sfgov.org/ethics

ROLL CALL AND PLEDGE OF ALLEGIANCE

AGENDA CHANGES

COMMUNICATIONS

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

(This item has been rescheduled for November 15, 2011. The Mayor and the Board may not discuss matters that have already been considered in Committee and that are on the Board's Regular Agenda as an action item.

By supermajority vote of the Board of Supervisors (8 votes), the Board may, by oral motion, allow an eligible District Supervisor to ask a question that was not previously posed if the question relates to a sudden or unexpected incident or occurrence raising formal, time-sensitive policy questions that were not anticipated prior to the posting of this agenda. Public comment for this item will take place during general public comment.)

1. 111199 [Formal Policy Discussions - November 15, 2011]

Pursuant to Charter Sections 2.103 and 3.100(7), and Administrative Code Section 2 11, the Mayor shall answer the following eligible questions submitted from Supervisors representing District's 1, 3, 5, and 9. The Mayor may address the Board initially for up to five minutes. Discussion shall not exceed five minutes per Supervisor.

1. Recently, the Board of Supervisors held a hearing looking into the creation of a municipal bank at the urging of Supervisor Avalos and OccupySF leaders. San Francisco currently divides its nearly 200 bank accounts between three massive financial firms: Wells Fargo, Union Bank of California, and Bank of America. Many residents are saying that rather than sending our savings elsewhere, and depending entirely on the private sector, with its boom/bust cycles, the City needs to look to its own assets and strengths, and develop a strategy to reinvest locally. It is not a new idea, it was a demand of the 1975 SF Community Congress, and the Board of Supervisors commissioned a Legislative Analyst Report at the request of Supervisor Matt Gonzalez on this issue in 2001. A municipal bank could eventually invest millions in low-interest loans for alternative forms of development in San Francisco, prioritizing nontraditional business models. At a time when millions of individuals are taking their money out of large banks and putting them into local institutions, it seems necessary for the City to seriously consider this option as well. In addition, throughout most of the City, including all of San Francisco's Neighborhood Commercial Districts, formula retail stores and restaurants are considered conditional uses. This means they must be approved by the Planning Commission on a case-by-case basis. This gives residents more control over the development of their communities. However, the Planning Department is interpreting the Formula Retail law narrowly to exclude banks and other entities that aren't specifically listed in the formula retail law, despite the fact that formula retail is defined with reference to a catch-all category (Sales & Service, Retail), so all of these businesses, including banks, should be covered. Do you support subjecting formula retail banks to the same Conditional Use restrictions as other formula retail uses? And, do you support the creation of a municipal bank for our City? (Supervisor Mar, District 1)

2. This fall, I requested that the Budget and Legislative Analyst perform a review of the frequency and cost to the City of contract change orders for large construction and professional services contracts. The report found that half of the contracts had modifications, totaling almost $300 million, almost the size of the City's budget shortfall last year. The report also found that there is less public scrutiny of contracts in San Francisco than in other jurisdictions, and contract information is not kept in a uniform manner by Departments. What is your reaction to the findings in the Budget and Legislative Analyst report? Do you agree that we need to reform the way that we approve, monitor, and report contracts? (Supervisor Chiu, District 3)

3. One of the promises you made during your mayoral campaign was to focus on job training and job creation. According to information provided by the Mayor's Office of Economic and Workforce Development, San Francisco's Human Services Agency (HSA) had $25 million in federal stimulus funds available from May 2009 to September 2010 to use towards the Jobs Now job training and job placement programs. With these funds, HSA was able to provide job services to over 4,100 low-skilled and/or unemployed San Franciscans in less than a year and a half. City data also indicates that since federal stimulus funding ran out just over a year ago, HSA has been able to serve approximately only 550 San Franciscans in these programs annually -- a significant decrease. What level of funding for these programs do you propose in the upcoming budget to fulfill your campaign pledge of job training and creation? (Supervisor Mirkarimi, District 5)

4 The San Francisco Municipal Transportation Agency (SFMTA) work orders $60 million to other City departments for services, including services that may not have a direct connection to public transit such as the motorcycle fleet of the San Francisco Police Department Would you commit today to reducing the amount of work orders by at least 20 percent by Fiscal Year 2012-2013 in order to increase Muni service for all riders? (Supervisor Campos, District 9)

Discussion: The Mayor shall discuss the eligible questions with the Board of Supervisors.

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Questions on the Consent Agenda are on final passage, first reading, adoption, or approved, as indicated.

Items 2 through 6

Recommendations of the Budget and Finance Committee

Present: Supervisors Chu, Mirkarimi, Kim

2. 111031 **[Appropriating $304,120,801 of Water System Improvement Program Project Funds - Finance Committee Reserve of $215,338,107 - Public Utilities Commission - FY2011-2012]**
Sponsor: Chu
Ordinance de-appropriating $304,120,801 in existing Water System Improvement Program (WSIP) project budgets and re-appropriating the funds to the revised WSIP program budgets adopted by the San Francisco Public Utilities Commission, and placing $215,338,107, as well as future project savings, on Finance Committee reserve.

(Fiscal Impact)

11/08/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

3. 111103 [De-Appropriating $17,080,000 of 2008 Clean and Safe Neighborhood Parks Bond Proceeds from Various Voter-Approved Projects and Re-Appropriating to Other Voter-Approved Projects]
Sponsor: Mayor
Ordinance de-appropriating $17,080,000 of 2008 Clean and Safe Neighborhood Parks Bond proceeds, Series 2008A, which were appropriated upon sale of the second issuance to specific voter-approved projects and re-appropriating $17,080,000 to other, voter-approved projects.

(Fiscal Impact)

11/08/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Land Use and Economic Development Committee

Present: Supervisors Mar, Cohen, Wiener

4. 111167 [Agreement - Eastern Neighborhoods Rental Incentive Option - 720 and 740 Illinois Street and 2121 Third Street]
Sponsor: Cohen
Resolution approving an agreement and authorizing the Director of Planning to execute the agreement on behalf of the City and County of San Francisco in order to implement the Eastern Neighborhoods Rental Incentive option under San Francisco Planning Code Section 419.5(b) for the residential development proposed at 720 and 740 Illinois Street and 2121 Third Street (Lot Nos. 002 & 006 in Assessor's Block No. 4045).

Question: Shall this Resolution be ADOPTED?

Recommendations of the Rules Committee

Present: Supervisors Kim, Elsbernd, Farrell

5. 111098 [Appointments, Veteran Affairs Commission - Dorothy Guy, and Jordan Towers]
Motion appointing Dorothy Guy, term ending January 31, 2013, and Jordan Towers, term ending January 31, 2014, to the Veteran Affairs Commission. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

6. 111180 [Appointment, Bicycle Advisory Committee - Marc Brandt]
Motion appointing Marc Brandt, term ending November 19, 2012, to the Bicycle Advisory Committee. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Budget and Finance Committee

Present: Supervisors Chu, Mirkarimi, Kim

7. 110999 **[Administrative Code - Financial Policy Regarding Selected Nonrecurring Revenues]**
Sponsors: Mayor; Chiu, Farrell and Chu
Ordinance amending the San Francisco Administrative Code Section 10.60, and adding Section 10.61, to adopt a binding financial policy under Charter Section 9.120 providing that Selected Nonrecurring Revenues may only be spent on Nonrecurring Expenditures. (Controller)

(Fiscal Impact.)

11/01/2011, CONTINUED ON FIRST READING.

Question: Shall this Ordinance be PASSED ON FIRST READING?

From the Budget and Finance Committee Without Recommendation

Present: Supervisors Chu, Mirkarimi, Kim

8. 111162 **[Appropriating $3,448,827 of State Revenue Loss Reserves and Federal Revenues for Adult Day Health Centers at the Human Services Agency - FY2011-2012]**
Sponsors: Mayor; Kim, Chiu and Mirkarimi
Ordinance appropriating $3,370,001 of State revenue loss reserves and $78,826 of Adult Protective Services federal match revenues to provide one-time bridge funding to Adult Day Health Centers, through the Human Services Agency, in order to mitigate state cuts in FY2011-2012.

(Fiscal Impact)

11/08/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Public Safety Committee

Present: Supervisors Mirkarimi, Cohen

9. 110993 [Police Code - Commercial Parking Permits]
Ordinance amending the San Francisco Police Code Section 1215.2 to modify the requirements for the Chief of Police to refer applications for Commercial Parking Permits to the Municipal Transportation Agency for review of traffic impacts. (Municipal Transportation Agency)

Question: Shall this Ordinance be PASSED ON FIRST READING?

10. 111053 [Memorandum of Understanding - Regional Agreement - Federal Homeland Security Grant Funds]
Sponsors: Mayor; Chiu, Farrell and Mirkarimi
Resolution approving a Memorandum of Understanding (MOU) with the Cities of Oakland and San Jose and the Counties of Alameda, Contra Costa, Marin, Monterey, San Mateo, Santa Clara, and Sonoma that: 1) provides governance structures and procedures for application, allocation, and distribution of federal Urban Areas Security Initiative (UASI) grant funds to the Bay Area Urban Area, as well as for other federal grant funds to the Bay Area Urban Area as permitted under the MOU; and 2) continues San Francisco as the primary grantee and fiscal agent for UASI grant funds to the Bay Area Urban Area, as well as for other federal grant funds to the Bay Area Urban Area as permitted under the MOU.

Question: Shall this Resolution be ADOPTED?

Recommendation of the Rules Committee

Present: Supervisors Kim, Elsbernd, Farrell

11. 110904 [Administrative Code - References to the Bureaus of Architecture, Engineering, and Construction Management]
Ordinance amending the San Francisco Administrative Code Section 2A.190 to deem each reference to the "Bureau of Architecture," "Bureau of Engineering," and "Bureau of Construction Management" in the San Francisco Municipal Code to be a reference to the "Department of Public Works." (Public Works Department)

Question: Shall this Ordinance be PASSED ON FIRST READING?

SPECIAL ORDER 3:00 P.M.

(Approved on November 8, 2011, to Sit as a Committee of the Whole.)

Board of Supervisors Sitting as a Committee of the Whole

12. 111200 **[Public Hearing - Administrative Code - Health Care Security Ordinance]**
Hearing of persons interested in or objecting to proposed amendment of the whole entitled, "Ordinance amending the San Francisco Administrative Code Sections 14.1, 14.3, 14.4, and adding Sections 14.1.5 and 14.1.6 to: 1) clarify that only expenditures reasonably calculated to benefit the employee shall satisfy the employer expenditure requirements of the Health Care Security Ordinance; 2) require that contributions to health reimbursement account remain available to the employee for two years, rather than one year; 3) condition use of a health reimbursement account in 2012 upon carry-over of any balance in the account at the end of 2011; 4) provide, in the alternative if triggered by court action, that only amounts actually paid to provide employee health care services shall satisfy the employer expenditure requirements of the Health Care Security Ordinance; 5) require employers imposing surcharges on customers to use the full amount collected under the surcharge for employee health care expenditures; 6) add an employee notification requirement; 7) modify penalty provisions; and 8) set an operative date." (Clerk of the Board)

Question: Shall this Hearing be HEARD AT PUBLIC HEARING?

Committee of the Whole Adjourn and Report

From the Board

13. 111030 [Administrative Code - Health Care Security Ordinance]
Sponsors: Chiu; Cohen
Ordinance amending the San Francisco Administrative Code Sections 14.1, 14.3, 14.4, and adding Sections 14.1.5 and 14.1.6 to: 1) clarify that only expenditures reasonably calculated to benefit the employee shall satisfy the employer expenditure requirements of the Health Care Security Ordinance; 2) require that contributions to health reimbursement account remain available to the employee for two years, rather than one year; 3) condition use of a health reimbursement account in 2012 upon carry-over of any balance in the account at the end of 2011; 4) provide, in the alternative if triggered by court action, that only amounts actually paid to provide employee health care services shall satisfy the employer expenditure requirements of the Health Care Security Ordinance; 5) require employers imposing surcharges on customers to use the full amount collected under the surcharge for employee health care expenditures; 6) add an employee notification requirement; 7) modify penalty provisions; and 8) set an operative date.

10/25/2011; CONTINUED ON FIRST READING.

11/01/2011; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

11/01/2011; CONTINUED AS AMENDED ON FIRST READING. Supervisor Cohen requested to be added as a co-sponsor.

Question: Shall this Ordinance be PASSED ON FIRST READING?

SPECIAL ORDER 3:00 P.M.

(Pursuant to File No. 111130, approved November 8, 2011.)

Board of Supervisors Sitting as a Committee of the Whole

14. 111131 [Hearing - Ground Lease - Redevelopment Agency Land - 474 Natoma Street]
Hearing of persons interested in or objecting to proposed Resolution approving and authorizing the Redevelopment Agency of the City and County of San Francisco to execute a lease of land at 474 Natoma, Assessor's Block No. 3725, Lot No. 101, to 474 Natoma, LLC, a California limited liability company, an affiliate of BRIDGE Housing Corporation, a California nonprofit public benefit corporation, for 75 years, with an option to extend for 24 years, for the purpose of providing housing for very low-income households.

Question: Shall this Hearing be HEARD AT PUBLIC HEARING?

Committee of the Whole Adjourn and Report

15. 111132 **[Ground Lease - Redevelopment Agency Land - 474 Natoma Street]**
Sponsor: Kim
Resolution approving and authorizing the Redevelopment Agency of the City and County of San Francisco to execute a lease of land at 474 Natoma, Assessor's Block No. 3725, Lot No. 101, to 474 Natoma, LLC, a California limited liability company, an affiliate of BRIDGE Housing Corporation, a California nonprofit public benefit corporation, for 75 years, with an option to extend for 24 years, for the purpose of providing housing for very low-income households.

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:00 P.M.

(Pursuant to File No. 111203, approved November 8, 2011.)

16. 111227 **[Public Hearing - Federal Securities Law Disclosure Responsibilities]**
Sponsor: Chiu
Hearing on the disclosure responsibilities of public officials under federal securities law.

Question: Shall this Hearing be HEARD AT PUBLIC HEARING?

SPECIAL ORDER 3:30 P.M. - Recognition of Commendations

SPECIAL ORDER 4:00 P.M.

APPEAL PROCEDURES

Board Rule 4.29 provides that public hearings on appeals shall be scheduled for 4:00 p.m. If more than one public hearing is scheduled, then the Clerk, in consultation with the President, may determine the order in which the appeals will be scheduled. Second and later appeals may be scheduled at specified times later than 4:00 p.m. An appeal shall not be heard prior to its scheduled time on the calendar, and it may not be called until the Board's consideration of appeals scheduled earlier on the calendar is completed. It is the policy of the Clerk of the Board to schedule multiple appeals in the following order at 4:00 p.m:

1. *Appeals where all parties have agreed to request a continuance or a tabling of the appeal.*
2. *Continued appeals from previous Board meetings (continued appeals will be listed in order of those closest to deadlines for Board decision).*
3. *Appeals appearing on the calendar for the first time, in chronological order of receipt by the Clerk.*
4. *Multiple appeals appearing on the calendar may be staggered at times specific, beginning at 4:00 p.m.*
5. *Appeals involving participants who have ADA considerations may be set for specific times beginning at 4:00 p.m.*

17. 111125 [Public Hearing - Conditional Use Appeal - 3901 Mission Street]

Hearing of persons interested in or objecting to the decision of the Planning Commission's September 15, 2011, Conditional Use Authorization identified as Planning Case No. Case No. 2011.0664C, by its Motion No. 18442, under Planning Code Sections 711.83 and 303, to install a wireless telecommunications facility consisting of eight panel antennas and related equipment on an existing one-story commercial building as part of the AT&T wireless telecommunications network within a NC-2 (Small-Scale Neighborhood Commercial) Zoning District and a 40-X Height and Bulk District, on property located at 3901 Mission Street, Assessor's Block No. 5802, Lot No. 044. (District 9) (Appellant: Tom Cantrell, on behalf of the College Hill Neighborhood Association)

Question: Shall this Hearing be HEARD AT PUBLIC HEARING?

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the conditional use application decision described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be approved.)

18. 111126 [Approving Planning Commission Decision Related to Conditional Use Authorization - 3901 Mission Street]

Motion approving decision of the Planning Commission by its Motion No. 18442, approving Conditional Use Authorization identified as Planning Case No. 2011.0664C on property located at 3901 Mission Street, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

19. 111127 **[Disapproving Planning Commission Decision Related to Conditional Use Authorization – 3901 Mission Street]**
Motion disapproving decision of the Planning Commission by its Motion No. 18442, approving Conditional Use Authorization identified as Planning Case No. 2011.0664C on property located at 3901 Mission Street, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

20. 111128 **[Preparation of Findings Related to the Conditional Use Authorization - 3901 Mission Street]**
Motion directing the Clerk of the Board to prepare findings relating to proposed Conditional Use Authorization identified as Planning Case No. 2011.0664C on property located at 3901 Mission Street. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.

Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced for adoption without committee reference. A unanimous vote is required for adoption of these resolutions today. Any Supervisor may require any resolution to go to committee.

Questions on the For Adoption Without Committee Reference Agenda are on for adoption, or approved, as indicated.

Items 21 through 28

21. 111219 [Accept and Expend Gift - GearUp Fund - $50,000]
Sponsor: Chiu
Resolution authorizing the Recreation and Park Department to retroactively accept and expend a gift in-place, valued at $50,000 from the San Francisco Parks Trust to support the GearUp Fund.

11/08/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

22. 111220 [Accept and Expend Grant - Oil Spill Response Planning - $10,000]
Sponsor: Cohen
Resolution authorizing the Department of Emergency Management to retroactively accept and expend a grant in the amount of $10,000 from the California Department of Fish and Game for oil spill response planning for the of period July 1, 2011, through June 30, 2012.

11/08/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

23. 111221 [Multi-Family Housing Revenue Bonds, Series 2008B-Geary Senior Housing]
Sponsor: Mar
Resolution approving the execution and delivery of a First Supplemental Indenture of Trust in connection with the financing of Geary Senior Housing, authorizing consent to extension of maturity date of related loan, and granting general authority to City officials to take actions necessary to implement this resolution, and related matters.

11/09/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

24. 111222 **[Opposing the Federal "Super Committee" Farm Bill Process]**
Sponsor: Mar
Resolution urging our elected United States Senators and Representatives to oppose the inclusion of the Farm Bill in the "Super Committee" process and to support a full legislative process for the 2012 Farm Bill.

11/08/2011: REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

Question: Shall this Resolution be ADOPTED?

25. 111223 **[Accept and Expend Gift - Recycling/Trash Containers for Golden Gate Park - $30,000]**
Sponsor: Mar
Resolution authorizing the Recreation and Park Department to retroactively accept and expend a gift in-place, valued at $30,000 from the San Francisco Parks Trust for 15 state-of-the-art recycling/trash containers for Golden Gate Park.

11/08/2011: REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

26. 111224 **[Aziza Day - November 19, 2011]**
Sponsor: Mar
Resolution honoring Chef Mourad Lahlou and proclaiming November 19, 2011, as "Aziza Day" in the City and County of San Francisco.

11/08/2011: REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

27. 111225 **[Accept and Expend Grant - Lighting at Mission Playground Soccer Field - $25,000]**
Sponsor: Wiener
Resolution authorizing the Recreation and Park Department to retroactively accept and expend a grant in-place, valued at $25,000 from the United States Soccer Foundation to support the purchase of new lighting fixtures for Mission Playground Soccer Field.

11/08/2011: REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

28. 111206 **[Final Map 5165: Mission Bay]**
Motion approving Final Map No. 5165, Mission Bay, a five lot subdivision of Assessor's Block No. 8727, Lot No. 5; approving a Public Improvement Agreement related to the Final Map; and adopting findings pursuant to the General Plan and City Planning Code Section 101.1; and the Mission Bay South Redevelopment Plan and Plan Documents.

11/07/2011: REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

29. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires eight (8) votes or a unanimous six (6) or seven (7). A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

LEGISLATION INTRODUCED AT ROLL CALL

PROPOSED ORDINANCES

Proposed ordinances received from November 1, 2011, through November 7, 2011, for reference by President to appropriate committee on November 15, 2011.

111208 **[Administrative Code - Public Guardian/Public Administrator Gift Fund]**
Ordinance amending the San Francisco Administrative Code by adding Section 10.100-190, to create a Public Guardian/Public Administrator Gift Fund to support the operations of the Public Guardian's Office, including needs assessment and conservatorship services for vulnerable persons who are unable to manage their basic personal or financial needs. (Human Services Department)

11/04/2011; RECEIVED FROM DEPARTMENT.

11/15/2011; ASSIGNED UNDER 30 DAY RULE to the Rules Committee.

111209 **[Mission Bay South - Storm Water Pump Station No. 4 Public Infrastructure Improvements]**
Ordinance accepting the irrevocable offer of public infrastructure improvements associated with Mission Bay Storm Water Pump Station No. 4 including acquisition facilities located on and under portions of State Trust Parcels 2 and 6; accepting said facilities for City maintenance and liability purposes; adopting environmental findings and findings that such actions are consistent with the City's General Plan eight priority policy findings of Planning Code Section 101.1, and the Mission Bay South Redevelopment Plan; accepting a Department of Public Works Order; and authorizing official acts in connection with this Ordinance.

11/04/2011; RECEIVED FROM DEPARTMENT.

11/15/2011; RECEIVED AND ASSIGNED to the Land Use and Economic Development Committee.

PROPOSED RESOLUTIONS

Proposed resolutions received from November 1, 2011, through November 7, 2011, for reference by President to appropriate committee on November 15, 2011.

111174 **[Settlement of Unlitigated Claim - Janet O'Hara - $100,000]**
Resolution approving the settlement of the unlitigated claim filed by Janet O'Hara against the City and County San Francisco for $100,000; claim was filed on March 11, 2011. (City Attorney)

11/03/2011; RECEIVED FROM DEPARTMENT.

11/15/2011; RECEIVED AND ASSIGNED to the Rules Committee.

111182 **[Prevailing Wages for Various Workers Under Contracts at City Owned Facilities]**
Resolution fixing prevailing wage rates for: 1) workers performing work under City contracts for public work and improvement; 2) workers performing work under City contracts for janitorial services; 3) workers performing work in public off-street parking lots, garages, or storage facilities for automobiles on property owned or leased by the City; 4) workers engaged in theatrical or technical services for shows on property owned by the City; 5) workers engaged in the hauling of solid waste generated by the City in the course of City operations, pursuant to a contract with the City; and 6) workers performing moving services under City contracts at facilities owned or leased by the City.

11/04/2011; RECEIVED FROM DEPARTMENT.

11/15/2011; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

111201 **[Refuse Collection Agreement - Recology - Not to Exceed $29,337,527]**
Resolution approving the Second Amendment to the Refuse Collection Agreement between the City and Recology San Francisco, Recology Golden Gate, and Recology Sunset Scavenger, increasing the total not to exceed amount of the agreement from $23,537,527 to 29,337,527, under Charter Section 9.118(b). (Office of Contract Administration)

11/04/2011; RECEIVED FROM DEPARTMENT.

11/04/2011; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

111205 **[Petitions and Communications]**

Petitions and Communications received from November 1, 2011, through November 7, 2011, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on November 15, 2011.

Personal information that is provided in communications to the Board of Supervisors is subject to disclosure under the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information provided will not be redacted.

From James Chaffee, regarding a false arrest lawsuit. (1)

From Office of Civic Engagement & Immigrant Affairs, regarding the FY2010-2011 Language Access Ordinance Summary Compliance Report. (2)

From concerned citizens, regarding saving the Sharp Park Wetlands. File No. 110966, Copy: Budget and Finance Committee Clerk, 9 letters (3)

From concerned citizens, regarding Occupy San Francisco. File No. 111164, 4 letters (4)

From Delta Stewardship Council, submitting notice that the draft Environmental Impact Report for the Delta Plan is available for public review and comment. (5)

From State Department of Transportation, submitting report regarding the illegal discharge (or threatened illegal discharge) of hazardous waste, which could cause substantial injury to the public health or safety. Copy: Each Supervisor (6)

From Joseph Demko, submitting support for continued funding of the Neighborhood Emergency Response Training (NERT) program. Copy: Each Supervisor (7)

From Public Utilities Commission, regarding PG&E's compliance with all the provisions of Administrative Code Chapter 11.44 and the PG&E's Franchise. Copy: Each Supervisor (8)

From Lloyd Schloegel, regarding the Environmental Impact Report for the Transit Center District Plan. (9)

From Samuel Nigro, regarding public nudity in restaurants and public seating areas. File No. 110967, Copy: Each Supervisor (10)

From concerned citizens, regarding saving the Sharp Park Wetlands. File No. 110966, Copy: Budget and Finance Committee Clerk, 5 letters (11)

From Department of Public Health, submitting the Laguna Honda Hospital and Rehabilitation Center's Compliance Quarterly Report, regarding the reversal of the admission policy priorities that took place February 22, 2005. Copy: GAO Committee Clerk (12)

From Department of Human Resources, submitting the FY2010-2011 Annual Sexual Harassment Report. Copy: GAO Committee Clerk (13)

From concerned citizens, submitting support for bird safe buildings. File No. 110785, 3 letters (14)

From Office of Citizen Complaints, submitting the 2011 Third Quarter Statistical Report. (15)

*(An asterisked item represents the cover sheet to a document that exceeds 25 pages.
The complete document is available at the Clerk's Office Room 244, City Hall.)

ADJOURNMENT

BOARD of SUPERVISORS

City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco 94102-4689
Tel. No. 554-5184
Fax No. 554-5163
TDD/TTY No. 554-5227

11-10-11A11:20 RCVD

NOTICE OF PUBLIC HEARING

BOARD OF SUPERVISORS OF THE CITY AND COUNTY OF SAN FRANCISCO

NOTICE IS HEREBY GIVEN THAT the Board of Supervisors of the City and County of San Francisco will hold a public hearing to consider the following proposal and said public hearing will be held as follows, at which time all interested parties may attend and be heard:

GOVERNMENT
DOCUMENTS DEPT

NOV 10 2011

SAN FRANCISCO
PUBLIC LIBRARY

Date: **Tuesday, November 22, 2011**

Time: **4:00 p.m.**

Location: **Legislative Chamber, Room 250 located at City Hall, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102**

Subject: **File No. 111230. Hearing of persons interested in or objecting to the decision of the Planning Commission's October 6, 2011, Conditional Use Authorization identified as Planning Case No. 2011.0294C, by its Motion No. 18458, under Planning Code Sections 711.83, 303, and 790.80 to install a wireless telecommunications facility consisting of nine new panel antennas on the rooftop and six new equipment cabinets in the garage of an existing three-story mixed used building that is approximately 30 feet tall within a NC-2 (Small-Scale Neighborhood Commercial) Zoning District and a 40-X Height and Bulk District, on property located at 199 Leland Avenue, Assessor's Block No. 6251, Lot No. 016. (District 10) (Appellant: Winnie Tsang on behalf of the Visitacion Valley Business Improvement Group)**

Pursuant to Government Code Section 65009, notice is hereby given, if you challenge, in court, the matter described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

In accordance with Section 67.7-1 of the San Francisco Administrative Code, persons who are unable to attend the hearing on these matters may submit written comments to the City prior to the time the hearing begins. These comments will be made a part of the official public records in these matters, and shall be brought to the

attention of the Board of Supervisors. Written comments should be addressed to Angela Calvillo, Clerk of the Board, Room 244, City Hall, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102. Information relating to this matter is available in the Office of the Clerk of the Board and agenda information will be available for public review on Thursday, November 17, 2011.

Angela Calvillo
Clerk of the Board

DATED/POSTED/MAILED: November 10, 2011

BOARD of SUPERVISORS

City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco 94102-4689
Tel. No. 554-5184
Fax No. 554-5163
TDD/TTY No. 554-5227

NOTICE OF PUBLIC HEARING

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GOVERNMENT DOCUMENTS DEPT
NOV 10 2011
SAN FRANCISCO PUBLIC LIBRARY

Date: **Tuesday, November 22, 2011**

Time: **4:00 p.m.**

Location: **Legislative Chamber, Room 250 located at City Hall, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102**

Subject: **File No. 111183. Hearing of persons interested in or objecting to the decision of the Planning Commission's September 22, 2011, Conditional Use Authorization identified as Planning Case No. 2010.1083C, by its Motion No. 18448, under Planning Code Section 209.6(b) to install a wireless telecommunications service facility consisting of up to six panel antennas and related equipment in an existing church as part of AT&T's wireless telecommunications network within the RH-3 (Residential, House, Three-Family) District and a 40-X Height and Bulk District, on property located at 2041 Larkin Street, Assessor's Block No. 0572, Lot No. 003. (District 3) (Appellant: Laura Albert, on behalf of the Russian Hill Community Association)**

Pursuant to Government Code Section 65009, notice is hereby given, if you challenge, in court, the matter described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

In accordance with Section 67.7-1 of the San Francisco Administrative Code, persons who are unable to attend the hearing on these matters may submit written comments to the City prior to the time the hearing begins. These comments will be made a part of the official public records in these matters, and shall be brought to the attention of the Board of Supervisors. Written comments should be addressed to Angela Calvillo, Clerk of the Board, Room 244, City Hall, 1 Dr. Carlton B. Goodlett

Place, San Francisco, CA 94102. Information relating to this matter is available in the Office of the Clerk of the Board and agenda information will be available for public review on Thursday, November 17, 2011.

Angela Calvillo
Clerk of the Board

DATED/POSTED/MAILED: November 10, 2011

BOARD OF SUPERVISORS

CITY AND COUNTY OF SAN FRANCISCO

AGENDA

11-18-11A09:00 RCVD

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

GOVERNMENT
DOCUMENTS DEPT

NOV 18 2011

SAN FRANCISCO
PUBLIC LIBRARY

Tuesday, November 22, 2011 - 2:00 PM

Regular Meeting

2/11

DAVID CHIU, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, CARMEN CHU, MALIA COHEN, SEAN ELSBERND, MARK FARRELL, JANE KIM, ERIC MAR, ROSS MIRKARIMI, SCOTT WIENER

Angela Calvillo, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.sfbos.org

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Chu, Mirkarimi, Kim	Wednesday 10:00 AM
City and School District Select Committee Supervisors Cohen, Avalos, Chu, Commissioners Fewer, Maufas, Norton	2nd and 4th Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors Avalos, Mar, Elsbernd	2nd and 4th Monday 10:00 AM
Government Audit and Oversight Committee Supervisors Campos, Farrell, Chiu	2nd and 4th Thursday 10:00 AM
Land Use and Economic Development Committee Supervisors Mar, Cohen, Wiener	Monday 1:00 PM
Public Safety Committee Supervisors Mirkarimi, Cohen, Campos	1st and 3rd Thursday 10:30 AM
Rules Committee Supervisors Kim, Elsbernd, Farrell	1st and 3rd Thursday 1:30 PM

First-named Supervisor is Chair, Second-named Supervisor is Vice-Chair of the Committee

Agenda Item Information

Each item on the Consent or Regular agenda may include the following documents:

1) Legislation
2) Budget and Legislative Analyst report
3) Department or Agency cover letter and/or report
4) Public correspondence

These items will be available for review at 1 Dr. Carlton B. Goodlett Place, City Hall, Room 244, Reception Desk.

Meeting Procedures

The Board of Supervisors is the legislative body of the City and County of San Francisco. The Board has several standing committees where ordinances and resolutions are the subject of hearings at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers, and similar sound-producing electronic devices; 3) bringing in or displaying signs in the meeting room; and 4) standing in the meeting room.

Each member of the public will be allotted the same maximum number of minutes to speak as set by the President or Chair at the beginning of each item or public comment, excluding City representatives, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

IMPORTANT INFORMATION: The public is encouraged to testify at Committee meetings. Persons unable to attend the meeting may submit to the City, by the time the proceedings begin, written comments regarding the agenda items above. These comments will be made a part of the official public record and shall be brought to the attention of the Board of Supervisors. Written communications should be submitted to the Clerk of the Board, Clerk of a Committee or its members: 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102. Communications which are not received prior to the hearing may be delivered to the Clerk of the Committee at the hearing and you are encouraged to bring enough copies for distribution.

LAPTOP COMPUTER FOR PRESENTATIONS: Contact City Hall Media Services at (415) 554-7490 to coordinate the use of the laptop computer for presentations. Presenters should arrive 30 minutes prior to the meeting to test their presentations on the computer.

AGENDA PACKET: Available for review in Clerk's Office, Room 244, City Hall, 1 Dr.Carlton B Goodlett Place, or on the internet at http://www.sfbos.org/meetings. Meetings are cablecast on SF Cable 26. For DVD copies and scheduling call (415) 554-4188.

LANGUAGE INTERPRETERS: Requests must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722. AVISO EN ESPAÑOL: La solicitud para un traductor debe recibirse antes de mediodía de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯　必須在會議前最少四十八小時提出要求
請電　(415) 554-7719

Disability Access

The Legislative Chamber (Room 250) and the Committee Room (Room 263) in City Hall are wheelchair accessible. Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the F, J, K, L, M, N, T (exit at Civic Center or Van Ness Stations). MUNI bus lines also serving the area are the 5, 6, 9, 19, 21, 47, 49, 71, and 71L. For more information about MUNI accessible services, call (415) 701-4485.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under The Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils, and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact by mail Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102; phone at (415) 554-7724; fax at (415) 554-7854; or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfbos.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 252-3100; fax (415) 252-3112; web site http://www.sfgov.org/ethics

ROLL CALL AND PLEDGE OF ALLEGIANCE

AGENDA CHANGES

APPROVAL OF MEETING MINUTES

Approval of the October 4, 2011, and October 18, 2011 Board Meeting Minutes.

COMMUNICATIONS

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Questions on the Consent Agenda are on final passage, first reading, adoption, or approved, as indicated.

Items 1 through 8

Recommendation of the Budget and Finance Committee

Present: Supervisors Chu, Mirkarimi, Kim

1. 110999 **[Administrative Code - Financial Policy Regarding Selected Nonrecurring Revenues]**
Sponsors: Mayor; Chiu, Farrell and Chu
Ordinance amending the San Francisco Administrative Code Section 10.60, and adding Section 10.61, to adopt a binding financial policy under Charter Section 9.120 providing that Selected Nonrecurring Revenues may only be spent on Nonrecurring Expenditures. (Controller)

(Fiscal Impact.)

11/01/2011: CONTINUED ON FIRST READING.

11/15/2011: PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the City Operations and Neighborhood Services Committee

Present: Supervisors Avalos, Elsbernd

2. 110927 [Liquor License - 3821-24th Street]

Resolution determining that the issuance of a Type 42 on-sale beer and wine public premises license to James Mead, for Noe Valley Wine Merchants, located at 3821-24th Street (District 8), will serve the public convenience or necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Question: Shall this Resolution be ADOPTED?

3. 110981 [Liquor License - 290-292 - 14th Street]

Resolution determining that the issuance of a Type 48 on-sale general public premises liquor license to Peter Acworth for The Armory Club, located at 290-292 - 14th Street (aka 1799 Mission Street) (District 6), will serve the public convenience or necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Avalos, Mar, Elsbernd

4. 110982 [Liquor License - 251 Rhode Island Street]

Resolution determining that the issuance of a Type 48 on-sale general public premises liquor license to Steve and Brooke Waterhouse for the Project One Gallery, located at 251 Rhode Island Street (District 10), will serve the public convenience or necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Mar, Cohen, Wiener

5. 111095 **[Conveyance of Easement - Silicon Valley Power - Bay Division Pipeline Nos. 3 and 4 Crossovers Project - Santa Clara]**
Resolution 1) approving and authorizing conveyance of a perpetual, nonexclusive easement to Silicon Valley Power, a division of the City of Santa Clara, at no charge, for the installation, construction, operation, inspection, maintenance, repair, and replacement of electrical facilities, including underground cable, a transformer and a meter in City's real property at the Guadalupe River site off Lick Mill Boulevard in the City of Santa Clara, to provide electrical power required for the Bay Division Pipeline Nos. 3 and 4 Crossovers Project No. CUW38001; 2) adopting findings under the California Environmental Quality Act; 3) adopting findings that the conveyance is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and 4) authorizing the Director of Property to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution. (Real Estate Department)

Question: Shall this Resolution be ADOPTED?

6. 111113 **[Accept and Expend Gift - Balboa Park Improvement Project - Valued Up to $2,500,000]**
Sponsors: Mayor; Avalos
Resolution accepting and expending a gift valued up to $2,500,000 from The Trust for Public Land to the Recreation and Park Department for the Balboa Park Improvement Project.

Question: Shall this Resolution be ADOPTED?

Recommendation of the Public Safety Committee

Present: Supervisors Mirkarimi, Cohen

7. 110993 **[Police Code - Commercial Parking Permits]**
Ordinance amending the San Francisco Police Code Section 1215.2 to modify the requirements for the Chief of Police to refer applications for Commercial Parking Permits to the Municipal Transportation Agency for review of traffic impacts. (Municipal Transportation Agency)

11/15/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Rules Committee

Present: Supervisors Kim, Elsbernd, Farrell

8. 110904 [Administrative Code - References to the Bureaus of Architecture, Engineering, and Construction Management]

Ordinance amending the San Francisco Administrative Code Section 2A.190 to deem each reference to the "Bureau of Architecture," "Bureau of Engineering," and "Bureau of Construction Management" in the San Francisco Municipal Code to be a reference to the "Department of Public Works." (Public Works Department)

11/15/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

REGULAR AGENDA

UNFINISHED BUSINESS

From the Board

9. 111030 [Administrative Code - Health Care Security Ordinance]

Sponsors: Chiu; Cohen

Ordinance amending the San Francisco Administrative Code Sections 14.1, 14.3, 14.4, and adding Section 14.1.5 to: 1) clarify that only expenditures reasonably calculated to benefit the employee shall satisfy the employer expenditure requirements of the Health Care Security Ordinance; 2) require that contributions to a health reimbursement account remain available to the employee for two years; rather than one year; 3) condition use of a health reimbursement account in 2012 upon carry-over of any balance in the account at the end of 2011; 4) provide, in the alternative if triggered by court action, that only amounts actually paid to provide employee health care services shall satisfy the employer expenditure requirements of the Health Care Security Ordinance; 5) require employers imposing surcharges on customers to use the full amount collected under the surcharge for employee health care expenditures; 6) add an employee notification requirement; 7) modify penalty provisions; and 8) set an operative date.

10/25/2011; CONTINUED ON FIRST READING.

11/01/2011; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

11/01/2011; CONTINUED AS AMENDED ON FIRST READING. Supervisor Cohen requested to be added as a co-sponsor.

Privilege of the floor was granted to Jason Elliot (Mayor's Office) who responded to questions raised throughout the discussion.

11/15/2011; AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

11/15/2011; PASSED ON FIRST READING AS AMENDED.

Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Chu, Mirkarimi, Kim

10. 111094 **[Memorandum of Understanding Amendment - Alameda County Resource Conservation District - Not to Exceed $775,000]**
Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute the first amendment to the Memorandum of Understanding with the Alameda County Resource Conservation District for an amount not to exceed $775,000 and with a total duration of 14 years, pursuant to Charter Section 9.118. (Public Utilities Commission)

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Chu, Kim

11. 111111 **[California Constitution Appropriations Limit for FY2011-2012]**
Sponsor: Chu
Resolution establishing the appropriations limit for FY2011-2012 pursuant to California Constitution Article XIII(B).

Question: Shall this Resolution be ADOPTED?

12. 111152 **[Airport Lease and Use Agreement - Swiss International Air Lines, Limited]**
Resolution approving the terms of 2011 Airline/Airport Lease and Use Agreement L11-0182 between the City and County of San Francisco and Swiss International Air Lines, Limited, to conduct international flight operations at San Francisco International Airport. (Airport Commission)

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Chu, Mirkarimi, Kim

13. 111153 **[Contract Extension - Voting System - Not to Exceed $2,264,800]**
Resolution approving an amendment to the existing contract between the City and County of San Francisco, through its Department of Elections, and Dominion Voting Systems for an amount not to exceed $2,264,800 and to extend the term of the contract through December 10, 2013. (Elections Department)

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

14. 111166 [Accept and Expend Grant - Health Impact Assessment for Healthy Sustainable Development - $167,061]
Sponsor: Campos
Resolution authorizing the San Francisco Department of Public Health to retroactively accept and expend a grant from the Centers for Disease Control and Prevention, in the amount of $167,061, to fund the Health Impact Assessment for Healthy Sustainable Development for the period September 1, 2011, through August 31, 2012, and waiving indirect costs.

Question: Shall this Resolution be ADOPTED?

15. 111172 [Supporting Goals for Federal Funding - FY2012-2013 Community Development Block Grant and Emergency Solutions Grant Programs]
Resolution supporting FY2012-2013 Community Development Block Grant and Emergency Solutions Grant Consolidated Plan goals. (Mayor's Office of Housing)

Question: Shall this Resolution be ADOPTED?

16. 111173 [Funding Application - CalHome Program - $1,500,000]
Resolution authorizing the Mayor's Office of Housing to: 1) submit an application to the California Department of Housing and Community Development for funding under the CalHome Program for $1,500,000; 2) execute a standard agreement, if selected, for such funding and any amendments thereto; and 3) submit any related documents necessary to participate in the CalHome Program. (Mayor's Office of Housing)

Question: Shall this Resolution be ADOPTED?

17. 111191 [Issuance of Qualified Energy Conservation Bonds - Not to Exceed $8,291,079]
Sponsor: Chu
Resolution approving the issuance of not to exceed $8,291,079 aggregate principal amount of Qualified Energy Conservation Bonds to be issued by the Public Utilities Commission of the City and County of San Francisco, acting on behalf of the City and County of San Francisco; approving the execution and delivery by the Commission of an Equipment Lease/Purchase Agreement, an Acquisition Fund and Account Control Agreement, a Direct Purchase Agreement, and a Filing Agent Agreement; and authorizing the taking of appropriate actions in connection therewith; and related matters.

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

18. 111192 **[Issuance of New Clean Renewable Energy Bonds - Not to Exceed $6,600,000]**
Sponsor: Chu
Resolution approving the issuance of not to exceed $6,600,000 aggregate principal amount of New Clean Renewable Energy Bonds to be issued by the Public Utilities Commission of the City and County of San Francisco, acting on behalf of the City and County of San Francisco (Commission); approving the execution and delivery by the Commission of an Equipment Lease/Purchase Agreement, an Acquisition Fund and Account Control Agreement, a Direct Purchase Agreement, and a Filing Agent Agreement, and authorizing the taking of appropriate actions in connection therewith; and related matters.

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

Recommendation of the City Operations and Neighborhood Services Committee

Present: Supervisors Avalos, Mar, Elsbernd

19. 101055 **[Environment Code - Checkout Bags and Checkout Bag Charge]**
Sponsor: Mirkarimi
Ordinance amending the San Francisco Environment Code by: 1) amending Section 1702 to extend the restrictions on checkout bags from supermarkets and chain pharmacies to all retail establishments and food establishments in the City and County of San Francisco, and clarify terms; 2) adding Section 1703.5 to require stores to add a checkout bag charge of 10 cents, rising to 25 cents, if they provide a customer with a checkout bag; 3) setting an operative date of July 1, 2012; and 4) making environmental findings.

(Economic Impact)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Campos, Farrell, Chiu

20. 111075 **[Campaign and Governmental Conduct Code - Televising Ethics Commission Meetings]**
Sponsors: Campos; Chiu
Ordinance amending the San Francisco Campaign and Governmental Conduct Code by adding Section 3.301 to require the Ethics Commission to televise its meetings on San Francisco Government Television (SFGovTV).

Question: Shall this Ordinance be PASSED ON FIRST READING?

21. 110931 [Board Response to the 2010-2011 Civil Grand Jury Report Entitled "Continuity Reports Reviewing the State of Prior Recommendations]
Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2010-2011 Civil Grand Jury Report entitled "Continuity Reports Reviewing the State of Prior Recommendations. (Clerk of the Board)

Question: Shall this Resolution be ADOPTED?

Recommendation of the Land Use and Economic Development Committee

Present: Supervisors Mar, Cohen, Wiener

22. 111076 [Allowing Playground Structures in Certain Portions of Sue Bierman Park]
Sponsors: Chiu; Mar
Ordinance amending the conditions previously placed on portions of Sue Bierman Park, authorizing the construction of playground structures, and making CEQA findings.

Question: Shall this Ordinance be PASSED ON FIRST READING?

SPECIAL ORDER 3:30 P.M. - Recognition of Commendations

SPECIAL ORDER 4:00 P.M.

APPEAL PROCEDURES

Board Rule 4.29 provides that public hearings on appeals shall be scheduled for 4:00 p.m. If more than one public hearing is scheduled, then the Clerk, in consultation with the President, may determine the order in which the appeals will be scheduled. Second and later appeals may be scheduled at specified times later than 4:00 p.m. An appeal shall not be heard prior to its scheduled time on the calendar, and it may not be called until the Board's consideration of appeals scheduled earlier on the calendar is completed. It is the policy of the Clerk of the Board to schedule multiple appeals in the following order at 4:00 p.m.

1. *Appeals where all parties have agreed to request a continuance or a tabling of the appeal.*
2. *Continued appeals from previous Board meetings (continued appeals will be listed in order of those closest to deadlines for Board decision)*
3. *Appeals appearing on the calendar for the first time, in chronological order of receipt by the Clerk.*
4. *Multiple appeals appearing on the calendar may be staggered at times specific, beginning at 4:00 p.m.*
5. *Appeals involving participants who have ADA considerations may be set for specific times beginning at 4:00 p.m.*

23. 111183 **[Public Hearing - Conditional Use Appeal - 2041 Larkin Street]**
Hearing of persons interested in or objecting to the decision of the Planning Commission's September 22, 2011, Conditional Use Authorization identified as Planning Case No. Case No. 2010.1083C, by its Motion No. 18448, under Planning Code Section 209.6(b) to install a wireless telecommunications service facility consisting of up to six panel antennas and related equipment in an existing church as part of AT&T's Wireless Telecommunications Network within the RH-3 (Residential, House, Three-Family) District and a 40-X Height and Bulk District, on property located at 2041 Larkin Street, Assessor's Block No. 0572, Lot No. 003. (District 3) (Appellant: Laura Albert on behalf of the Russian Hill Community Association) (Filed October 24, 2011) (Clerk of the Board)

Question: Shall this Hearing be HEARD AT PUBLIC HEARING?

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the conditional use application decision described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be approved.)

24. 111184 **[Approving Planning Commission Decision Related to Conditional Use Authorization - 2041 Larkin Street]**
Motion approving decision of the Planning Commission by its Motion No. 18448, approving Conditional Use Authorization identified as Planning Case No. 2010.1083C on property located at 2041 Larkin Street, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

25. 111185 [Disapproving Planning Commission Decision Related to Conditional Use Authorization - 2041 Larkin Street]
Motion disapproving decision of the Planning Commission by its Motion No. 18448, approving Conditional Use Authorization identified as Planning Case No. 2010.1083C on property located at 2041 Larkin Street, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

26. 111186 [Preparation of Findings Related to the Conditional Use Authorization - 2041 Larkin Street]
Motion directing the Clerk of the Board to prepare findings relating to proposed Conditional Use Authorization identified as Planning Case No. 2010.1083C on property located at 2041 Larkin Street.

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 4:00 P.M.

27. 111230 [Public Hearing - Conditional Use Appeal - 199 Leland Avenue]
Hearing of persons interested in or objecting to the decision of the Planning Commission's October 6, 2011, Conditional Use Authorization identified as Planning Case No. 2011.0294C, by its Motion No. 18458, under Planning Code Sections 711.83, 303, and 790.80 to install a Wireless Telecommunications Facility consisting of nine new panel antennas on the rooftop and six new equipment cabinets in the garage of an existing three-story mixed used building that is approximately 30 feet tall within a NC-2 (Small-Scale Neighborhood Commercial) Zoning District and a 40-X Height and Bulk District, on property located at 199 Leland Avenue, Assessor's Block No. 6251, Lot No. 016. (District 10) (Appellant: Winnie Tsang on behalf of the Visitacion Valley Business Improvement Group) (Filed November 4, 2011) (Clerk of the Board)

Question: Shall this Hearing be HEARD AT PUBLIC HEARING?

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the conditional use application decision described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be approved.)

28. 111231 [Approving Planning Commission Decision Related to Conditional Use Authorization - 199 Leland Avenue]
Motion approving decision of the Planning Commission by its Motion No. 18458, approving Conditional Use Authorization identified as Planning Case No. 2011.0294C on property located at 199 Leland Avenue, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

29. 111232 **[Disapproving Planning Commission Decision Related to Conditional Use Authorization - 199 Leland Avenue]**
Motion disapproving decision of the Planning Commission by its Motion No. 18458, approving Conditional Use Authorization identified as Planning Case No. 2011.0294C on property located at 199 Leland Avenue, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

30. 111233 **[Preparation of Findings Related to the Conditional Use Authorization - 199 Leland Avenue]**
Motion directing the Clerk of the Board to prepare findings relating to proposed Conditional Use Authorization identified as Planning Case No. 2011.0294C on property located at 199 Leland Avenue. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

COMMITTEE REPORTS

Reports from committees, if any, recommending emergency or urgent measures.

The following item will be considered by the Land Use and Economic Development Committee at a Regular Meeting on Monday, November 21, 2011, at 1:00 p.m. The Chair intends to request the Committee to send the following item to the Board as a committee report on Tuesday, November 22, 2011.

31. 111215 **[Lease Agreement - State of California - Rincon Hill Dog Park]**
Sponsor: Kim
Resolution approving the execution of a Lease Agreement for a portion of Assessor Block No. 3766, Lot No. 011, by and between the City and County of San Francisco, and the State of California, acting by and through its Department of Transportation (Caltrans); and adopting environmental findings and other findings that the actions set forth in this Resolution are consistent with the City's General Plan and Eight Priority Policies; and authorizing other actions in furtherance of this Resolution.

Question: Shall this Resolution be ADOPTED?

ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.

Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced for adoption without committee reference. A unanimous vote is required for adoption of these resolutions today. Any Supervisor may require any resolution to go to committee.

Questions on the For Adoption Without Committee Reference Agenda are on for adoption, or approved, as indicated.

Items 32 through 37

32. 111222 [Opposing the Federal "Super Committee" Farm Bill Process]
Sponsor: Mar
Resolution urging our elected United States Senators and Representatives to oppose the inclusion of the Farm Bill in the "Super Committee" process and to support a full legislative process for the 2012 Farm Bill.

11/08/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

11/15/2011; CONTINUED.

Question: Shall this Resolution be ADOPTED?

33. 111249 [Employer Pickup - Pre-Tax Payroll Deduction Plan for Service Credit Purchases (Contribution Code 14)]
Sponsor: Elsbernd
Resolution authorizing the City and County of San Francisco to implement pre-tax payroll deduction plan for all employees in CalPERS, pursuant to the Internal Revenue Code §414(h)(2).

11/15/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

34. 111251 **[Opposing the Sale of Certain Rat and Mouse Poisons]**
Sponsor: Cohen
Resolution urging San Francisco residents to avoid purchasing or selling certain rat and mouse poison products that have been determined by the United States Environmental Protection Agency to pose unacceptable risks to children, pets, and wildlife.

11/15/2011, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

Question: Shall this Resolution be ADOPTED?

35. 111252 **[Supporting Expansion of Boundaries - Gulf of the Farallones and Cordell Bank National Marine Sanctuaries]**
Sponsor: Mirkarimi
Resolution supporting House Resolution 192 and Senate Bill 179, which will expand the boundaries of the Gulf of the Farallones National Marine Sanctuary and the Cordell Bank National Marine Sanctuary.

11/15/2011, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

36. 111253 **[Accept and Expend Grant - San Francisco Arts Commission's WritersCorps Program - $70,000]**
Sponsor: Mayor
Resolution authorizing the San Francisco Arts Commission to retroactively accept and expend a grant in the amount of $70,000 from the National Endowment for the Arts Learning in the Arts for Children and Youth Program for general operating support for WritersCorps, with a grant cycle of July 1, 2011, through June 30, 2012.

11/15/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

37. 111258 **[California Clerk of the Board of Supervisors Association Week - November 28 to December 2, 2011]**
Sponsors: Chiu; Avalos, Campos, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi and Wiener
Resolution honoring the California Clerk of the Board of Supervisors Association and recognizing the vital services performed by the Clerks of the Boards of Supervisors and their staff and proclaiming the week of November 28 to December 2, 2011 as California Clerk of the Board of Supervisors Association Week in the City and County of San Francisco. (Clerk of the Board)

11/15/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

38. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires eight (8) votes or a unanimous six (6) or seven (7). A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

LEGISLATION INTRODUCED AT ROLL CALL

PROPOSED ORDINANCES

Proposed ordinances received from November 8, 2011, to November 14, 2011, for reference by President to appropriate committee on November 22, 2011.

111239 **[Police Code - Vehicle Press Cards]**
Ordinance amending San Francisco Police Code Sections 939, 939.1, 939.3, 939.5, and 939.7, and repealing San Francisco Police Code Sections 939.2, 939.4, and 939.6 to remove the Chief of Police's authority to issue or regulate Vehicle Press Cards. (Municipal Transportation Agency)

11/14/2011; RECEIVED FROM DEPARTMENT.

11/22/2011; ASSIGNED UNDER 30 DAY RULE to the Public Safety Committee.

111240 **[General Plan Amendment - 676 Howard Street and 935 Folsom Street (SFMOMA Expansion/Fire Station Relocation and Housing Project)]**
Ordinance amending the San Francisco General Plan Map 2 of the Community Facilities Element as part of the San Francisco Museum of Modern Art Expansion/Fire Station Relocation and Housing Project; adopting findings, including environmental findings and findings of consistency with the General Plan and Planning Code Section 101.1. (Planning Commission)

11/14/2011; ASSIGNED UNDER 30 DAY RULE to the Land Use and Economic Development Committee.

PROPOSED RESOLUTIONS

Proposed resolutions received from November 8, 2011, to November 14, 2011, for reference by President to appropriate committee on November 22, 2011.

111241 **[Master Lease Amendment - United States Navy - Treasure Island Land and Structures]**
Resolution approving the 36th Amendment to the Treasure Island Land and Structures Master Lease between the Treasure Island Development Authority and the United States Navy to increase the premises by adding Building 449 located at Avenue C and 4th Street. (Treasure Island Development Authority)

11/09/2011, RECEIVED FROM DEPARTMENT.

11/22/2011, RECEIVED AND ASSIGNED to the Budget and Finance Committee.

111242 **[Sublease Amendment - Swords to Plowshares, Inc. - 1441 and 1443 Chinook Court]**
Resolution authorizing the execution of a Second Amendment to Sublease between the Treasure Island Development Authority and Swords to Plowshares, Inc., for premises located at 1441 and 1443 Chinook Court. (Treasure Island Development Authority)

11/09/2011, RECEIVED FROM DEPARTMENT.

11/22/2011, RECEIVED AND ASSIGNED to the Budget and Finance Committee.

111243 **[Sublease Amendment - Haight Ashbury Free Clinics, Walden House - 1440 Chinook Court]**
Resolution authorizing the execution of a Third Amendment to Sublease and Consent to Assignment between the Treasure Island Development Authority and Haight Ashbury Free Clinics, Inc., dba Haight Ashbury Free Clinics - Walden House, for premises located at 1440 Chinook Court. (Treasure Island Development Authority)

11/09/2011; RECEIVED FROM DEPARTMENT.

11/22/2011; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

111244 **[Settlement of Unlitigated Performance Bond Claim - Travelers Casualty and Surety Company of America - City to Receive $250,000]**
Resolution authorizing settlement of an unlitigated performance bond claim by the San Francisco Airport Commission against Travelers Casualty and Surety Company of America relating to a lease default by Mexicana Airlines. (City Attorney)

11/10/2011; RECEIVED FROM DEPARTMENT.

11/22/2011; RECEIVED AND ASSIGNED to the Rules Committee.

111234 **[Petitions and Communications]**

Petitions and Communications received from November 8, 2011, through November 14, 2011, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on November 22, 2011.

Personal information that is provided in communications to the Board of Supervisors is subject to disclosure under the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information provided will not be redacted.

From concerned citizens, regarding saving the Sharp Park Wetlands. File No. 110966, Copy: Budget and Finance Committee Clerk, 14 letters (1)

From Farella Braun & Martell, regarding the proposed vacation of Hunt Street in conjunction with development of the SFMOMA Expansion Project. File No. 111213, Copy: Each Supervisor, Land Use Committee Clerk (2)

From Commission of Animal Control and Welfare, urging Grants for the Arts to rescind the two contracts awarded to Tom Otterness. Copy: Each Supervisor (3)

From Planning Department, submitting notice of preparation of an Environmental Impact Report and notice of two public scoping meetings for the Transit Effectiveness Project. Copy: Each Supervisor, Land Use Committee Clerk, 2 letters (4)

From Clerk of the Board, the Department of Public Health has submitted their annual report on gifts received in FY2010-2011. Copy: Each Supervisor (5)

From Galal Kernahan, regarding posting California's November 13th birthday on the official California observance calendar. (6)

From Arts Commission, submitting the FY2011-2012 First Quarterly Expenditures Report. Copy: Each Supervisor (7)

From concerned citizens, urging Grants for the Arts to rescind the two contracts awarded to Tom Otterness. 2 letters (8)

From concerned citizens, regarding ranked choice voting. 2 letters (9)

From Sharon Miller, regarding Renaissance Bayview. (10)

From CP Lai, regarding Oak Street bike lanes. (11)

From Patrick Russell, submitting support for bird safe buildings. File No. 110785 (12)

From SSL Law Firm, regarding proposed vacation of Hunt Street. File No. 111213 (13)

From Office of the Controller, submitting an audit report on the transaction fee for the Fast Trak Licensing and Electronic Identification Billing Agreement between the Transportation Corridor Agencies and the City and County of San Francisco. (14)

From Branch Library Improvement Program, submitting the 2011 Third Quarter Report. (15)

From Save the Plastic Bag Coalition, regarding their legal objection to expansion of the plastic bag ban and notice of intent to litigate against the City and County of San Francisco. File No. 101055, Copy: City Operations Committee Clerk (16)

From Candace Circle, regarding public nudity in restaurants and public seating areas. File No. 110967 (17)

From Office of the Controller, submitting an audit report concerning the Department of Public Works' contract with Jacobs Project Management Company for the rebuilding of San Francisco General Hospital & Trauma Center's Main Hospital. (18)

From State Department of Transportation, submitting report regarding the illegal discharge (or threatened illegal discharge) of hazardous waste, which could cause substantial injury to the public health or safety. (19)

From California Fish and Game Commission, submitting notice of findings regarding the American pika as a threatened species. Copy: Each Supervisor (20)

From California Fish and Game Commission, submitting notice of findings regarding the Cedars buckwheat as a threatened species. Copy: Each Supervisor (21)

From Department of Public Health, submitting the quarterly HIV/AIDS Surveillance Report. (22)

From California Restaurant Association, submitting opposition to proposed Ordinance (unless restaurants exempt) that extends the restrictions on checkout bags to all retail establishments and food establishments in the City and County of San Francisco. File No. 101055 (23)

From concerned citizens, submitting support for proposed Ordinance that extends the restrictions on checkout bags to all retail establishments and food establishments in the City and County of San Francisco. File No. 101055, 5 letters (24)

*(An asterisked item represents the cover sheet to a document that exceeds 25 pages. The complete document is available at the Clerk's Office Room 244, City Hall.)

ADJOURNMENT

BOARD of SUPERVISORS

City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco 94102-4689
Tel. No. 554-5184
Fax No. 554-5163
TDD/TTY No. 554-5227

NOTICE OF PUBLIC HEARING

BOARD OF SUPERVISORS OF THE CITY AND COUNTY OF SAN FRANCISCO

NOTICE IS HEREBY GIVEN THAT the Board of Supervisors of the City and County of San Francisco will hold a public hearing to consider the following proposal and said public hearing will be held as follows, at which time all interested parties may attend and be heard:

Date: **Tuesday, December 6, 2011**

Time: **4:00 p.m.**

Location: **Legislative Chamber, Room 250 located at City Hall, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102**

Subject: **File No. 111235. Hearing of persons interested in or objecting to the decision of the Department of Public Works dated October 31, 2011, approving a Tentative Parcel Map for a 4-unit new construction condominium subdivision located at 1138-1140 Page Street, Assessor's Block No. 1219, Lot No. 011. (District 5) (Appellant: Fazilat Kazeminezhad on behalf of Page Group, LLC) (Filed November 10, 2011)**

Pursuant to Government Code Section 65009, notice is hereby given, if you challenge, in court, the matter described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

In accordance with Section 67.7-1 of the San Francisco Administrative Code, persons who are unable to attend the hearing on these matters may submit written comments to the City prior to the time the hearing begins. These comments will be made a part of the official public records in these matters, and shall be brought to the attention of the Board of Supervisors. Written comments should be addressed to Angela Calvillo, Clerk of the Board, Room 244, City Hall, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102. Information relating to this matter is available in the Office of the Clerk of the Board and agenda information will be available for public review on Thursday, December 1, 2011.

Angela Calvillo
Clerk of the Board

11-22-11A09:32 RCVD

DATED: November 18, 2011
PUBLISHED/POSTED: November 22, 2011

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DOCUMENTS DEPT

NOV 22 2011

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BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO
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Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tuesday, December 6, 2011 - 2:00 PM

Regular Meeting

DAVID CHIU, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, CARMEN CHU, MALIA COHEN, SEAN ELSBERND, MARK FARRELL, JANE KIM, ERIC MAR, ROSS MIRKARIMI, SCOTT WIENER

Angela Calvillo, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.sfbos.org

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Chu, Mirkarimi, Kim	Wednesday 10:00 AM
City and School District Select Committee Supervisors Cohen, Avalos, Chu, Commissioners Fewer, Maufas, Norton	2nd and 4th Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors Avalos, Mar, Elsbernd	2nd and 4th Monday 10:00 AM
Government Audit and Oversight Committee Supervisors Campos, Farrell, Chiu	2nd and 4th Thursday 10:00 AM
Land Use and Economic Development Committee Supervisors Mar, Cohen, Wiener	Monday 1:00 PM
Public Safety Committee Supervisors Mirkarimi, Cohen, Campos	1st and 3rd Thursday 10:30 AM
Rules Committee Supervisors Kim, Elsbernd, Farrell	1st and 3rd Thursday 1:30 PM

First-named Supervisor is Chair, Second-named Supervisor is Vice-Chair of the Committee.

翻譯　必須在會議前最少四十八小時提出要求
請電　(415) 554-7719

Disability Access

The Legislative Chamber (Room 250) and the Committee Room (Room 263) in City Hall are wheelchair accessible. Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the F, J, K, L, M, N, T (exit at Civic Center or Van Ness Stations). MUNI bus lines also serving the area are the 5, 6, 9, 19, 21, 47, 49, 71, and 71L. For more information about MUNI accessible services, call (415) 701-4485.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under The Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils, and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact by mail Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102; phone at (415) 554-7724; fax at (415) 554-7854; or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfbos.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 252-3100; fax (415) 252-3112; web site http://www.sfgov.org/ethics

Recommendations of the Rules Committee

Present: Supervisors Kim, Elsbernd, Wiener

2. **111135** **[Settlement of Lawsuit - Diane Bauer - $35,000]**
Ordinance authorizing settlement of the portion of the lawsuit filed by Diane Bauer against the City and County of San Francisco for $35,000; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

3. **111136** **[Settlement of Lawsuit - David Cheung - $80,000]**
Ordinance authorizing settlement of the portion of the lawsuit filed by David Cheung, individually, and dba Kwok Shing Hong, against the City and County of San Francisco for $80,000; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

4. **111137** **[Settlement of Lawsuit - Elaine Choy - $28,850]**
Ordinance authorizing settlement of the portion of the lawsuit filed by Elaine Choy against the City and County of San Francisco for $28,850; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

5. **111138** **[Settlement of Lawsuit - Shonna Cook - $27,785]**
Ordinance authorizing settlement of the portion of the lawsuit filed by Shonna Cook against the City and County of San Francisco for $27,785; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

6. **111139** **[Settlement of Lawsuit - James Cordova/Maria Morales - $26,965]**
Ordinance authorizing settlement of the portion of the lawsuit filed by James Cordova/Maria Morales against the City and County of San Francisco for $26,965; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

13. 111146 **[Settlement of Lawsuit - James Ramsey and Patricia Carazo Ramsey - $33,000]**
Ordinance authorizing settlement of the portion of the lawsuit filed by James Ramsey and Patricia Carazo Ramsey against the City and County of San Francisco for $33,000; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

14. 111147 **[Settlement of Lawsuit - Sally Seid - $27,815]**
Ordinance authorizing settlement of the portion of the lawsuit filed by Sally Seid against the City and County of San Francisco for $27,815; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

15. 111148 **[Settlement of Lawsuit - Angela Sinicropi and Martin Takigawa - $26,820]**
Ordinance authorizing settlement of the portion of the lawsuit filed by Angela Sinicropi and Martin Takigawa against the City and County of San Francisco for $26,820; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

16. 111149 **[Settlement of Lawsuit - Sunday Bazaar/2170 Folson, LLC - $60,000]**
Ordinance authorizing settlement of the portion of the lawsuit filed by Sunday Bazaar/2170 Folson, LLC, against the City and County of San Francisco for $60,000; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

17. 111150 **[Settlement of Claim - James Christian - $200,000]**
Resolution approving the settlement of the unlitigated claim filed by James Christian against the City and County of San Francisco for $200,000; claim was filed on May 31, 2011. (City Attorney)

Question: Shall this Resolution be ADOPTED?

18. 111178 **[Appointments, Medical Cannabis Task Force - Hunter Holliman, Leonard Watkins, Martin Olive, Sarah Shrader, Brent Saupe, and Jean Talleyrand]**
Motion appointing Hunter Holliman, Leonard Watkins (residency requirement waived), Martin Olive, Sarah Shrader, Brent Saupe, and Jean Talleyrand, terms ending December 31, 2012, to the Medical Cannabis Task Force. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Chu, Mirkarimi, Kim

21. 111096 [Contract Amendment - Western Area Power Administration - Electric Services - Not to Exceed $15,950,888]
Ordinance approving the second amendment to the contract between the City and County of San Francisco and the United States, through the Department of Energy Western Area Power Administration, for delivery of low-cost power and scheduling coordinator services to Treasure Island and Yerba Buena Island; and approving the City indemnifying and holding the United States harmless against claims arising from the activities of the City under the contract, and waiving the requirement of the San Francisco Administrative Code Section 21.19 which requires that a City contract contain a statement of guaranteed maximum costs, and waiving the requirement of the San Francisco Administrative Code Section 21.35 which requires that every contract contain a statement regarding liability of claimants for submitting false claims. (Public Utilities Commission)

(Fiscal Impact)

Question: Shall this Ordinance be PASSED ON FIRST READING?

22. 111101 [Administrative, Business and Tax Regulations, Fire, Health, and Police Codes - Business License Fees]
Sponsors: Chiu; Chu
Ordinance amending various sections of the San Francisco Business and Tax Regulations Code, Administrative Code, Fire Code, Health Code, and Police Code to: 1) establish March 31 as the date for the annual renewal of certain business licenses; 2) apply a schedule of penalties for failure to timely renew certain business licenses; and 3) require Departments to post current business license fees on their websites. (Treasurer-Tax Collector)

Question: Shall this Ordinance be PASSED ON FIRST READING?

23. 111102 [Business and Tax Regulations Code - Payroll Expense Tax Exclusion for Compensation Paid to Individuals with a Felony Conviction]
Sponsor: Mirkarimi
Ordinance amending the San Francisco Business and Tax Regulations Code, Article 12-A, by adding Section 906.5 to establish a Payroll Expense Tax exclusion for compensation paid to individuals who have a felony conviction.

(Fiscal Impact)
(Supervisor Chu dissented in committee.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Mar, Cohen, Wiener

28. 111151 **[Public Improvements Acceptance - Bayshore Boulevard at Waterloo Street]**
Ordinance: 1) accepting an irrevocable offer for improvements and real property related to the widening of Bayshore Boulevard at Waterloo Street and accepting a grant deed for these purposes; 2) declaring such area to be open public right-of-way and dedicating it for right-of-way and roadway purposes; 3) accepting maintenance and liability for this area subject to certain limitations; 4) establishing sidewalk width change for this area; 5) making findings, including environmental findings and general plan and priority policy findings; and 6) authorizing official acts in connection with this Ordinance. (Public Works Department)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Mar, Wiener

29. 111080 **[Zoning Map - 676 Howard Street and 935 Folsom Street (SFMOMA Expansion/Fire Station No. 1 Relocation and Housing Project)]**
Sponsor: Kim
Ordinance amending the San Francisco Planning Code Sectional Map ZN01 of the Zoning Maps to change the use classification of 676 Howard Street (Block No. 3722, Lot No. 28) from Public (P) to Downtown-Support District (C-3-S) and a portion of 935 Folsom Street (Block No. 3753, Lot No. 140) from Mixed Use-Residential (MUR) to Public (P) as part of the San Francisco Museum of Modern Art (SFMOMA) Expansion/Fire Station No. 1 Relocation and Housing Project; adopting findings, including environmental findings, Section 302 findings, and findings of consistency with the General Plan and the priority policies of Planning Code Section 101.1.

Question: Shall this Ordinance be PASSED ON FIRST READING?

30. 111213 **[Summary Vacation - Hunt Street (SFMOMA Expansion/Fire Station No. 1 Relocation and Housing Project)]**
Sponsor: Kim
Ordinance ordering the summary vacation of Hunt Street as part of the San Francisco Museum of Modern Art (SFMOMA) Expansion/Fire Station No. 1 Relocation and Housing Project; adopting findings pursuant to the California Streets and Highways Code Sections 8330 et seq.; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the vacation and sale are in conformity with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing official acts in furtherance of this Ordinance.

Question: Shall this Ordinance be PASSED ON FIRST READING?

SPECIAL ORDER 4:00 P.M.

APPEAL PROCEDURES

Board Rule 4.29 provides that public hearings on appeals shall be scheduled for 4:00 p.m. If more than one public hearing is scheduled, then the Clerk, in consultation with the President, may determine the order in which the appeals will be scheduled. Second and later appeals may be scheduled at specified times later than 4:00 p.m. An appeal shall not be heard prior to its scheduled time on the calendar, and it may not be called until the Board's consideration of appeals scheduled earlier on the calendar is completed. It is the policy of the Clerk of the Board to schedule multiple appeals in the following order at 4:00 p.m:

1. *Appeals where all parties have agreed to request a continuance or a tabling of the appeal.*
2. *Continued appeals from previous Board meetings (continued appeals will be listed in order of those closest to deadlines for Board decision).*
3. *Appeals appearing on the calendar for the first time, in chronological order of receipt by the Clerk.*
4. *Multiple appeals appearing on the calendar may be staggered at times specific, beginning at 4:00 p.m.*
5. *Appeals involving participants who have ADA considerations may be set for specific times beginning at 4:00 p.m.*

34. 111183 [Public Hearing - Conditional Use Appeal - 2041 Larkin Street]

Hearing of persons interested in or objecting to the decision of the Planning Commission's September 22, 2011, Conditional Use Authorization identified as Planning Case No. Case No. 2010.1083C, by its Motion No. 18448, under Planning Code Section 209.6(b) to install a wireless telecommunications service facility consisting of up to six panel antennas and related equipment in an existing church as part of AT&T's Wireless Telecommunications Network within the RH-3 (Residential, House, Three-Family) District and a 40-X Height and Bulk District, on property located at 2041 Larkin Street, Assessor's Block No. 0572, Lot No. 003. (District 3) (Appellant: Laura Albert on behalf of the Russian Hill Community Association) (Filed October 24, 2011) (Clerk of the Board)

11/22/2011; CONTINUED.

Question: Shall this Hearing be HEARD AND FILED?

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the conditional use application decision described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be approved.)

35. 111184 [Approving Planning Commission Decision Related to Conditional Use Authorization - 2041 Larkin Street]

Motion approving decision of the Planning Commission by its Motion No. 18448, approving Conditional Use Authorization identified as Planning Case No. 2010.1083C on property located at 2041 Larkin Street, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

11/22/2011; CONTINUED.

Question: Shall this Motion be APPROVED?

40. 111237 **[Disapproving the Department of Public Works Decision and Disapproving the Tentative Parcel Map - 1138-1140 Page Street]**
Motion finding the Tentative Parcel Map for a 4-unit new construction condominium subdivision at 1138-1140 Page Street, Assessor's Block No. 1219, Lot No. 011, consistent with the City's General Plan and eight priority policies of Planning Code Section 101.1; disapproving the decision of the Department of Public Works; and disapproving the Tentative Parcel Map. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

41. 111238 **[Preparation of Findings Related to the Tentative Parcel Map Disapproval - 1138-1140 Page Street]**
Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision to disapprove the Tentative Parcel Map for a 4-unit new construction condominium conversion subdivision located at 1138-1140 Page Street, Assessor's Block No. 1219, Lot No. 011. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

COMMITTEE REPORTS

Reports from committees, if any, recommending emergency or urgent measures.

The following item will be considered by the City Operations and Neighborhood Services Committee at a Regular Meeting on Monday, December 5, 2011, at 10:00 a.m. The Chair intends to request the Committee to send the following item to the Board as a committee report on Tuesday, December 6, 2011.

42. 110966 **[Park Code - Long Term Management Agreement with the National Park Service for Sharp Park]**
Sponsor: Avalos
Ordinance amending the San Francisco Park Code Section 3.20 to: 1) require the Recreation and Park Department to offer long term management agreement to the National Park Service for certain property under the jurisdiction of the Recreation and Park Commission located in San Mateo County that is within the Golden Gate National Recreation Area's legislative boundary (Sharp Park); and 2) making environmental and other findings.

Question: Shall this Ordinance be PASSED ON FIRST READING?

ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

45. 111272 [Airport Concession Lease Correction - J. Avery Enterprises]

Sponsor: Chu

Resolution correcting Resolution No. 220-11, which approved Amendment No. 1, retroactive to April 14, 2011, to Domestic Terminal Food and Beverage Lease No. 03-0192 with J. Avery Enterprises, dba Klein's Deli, and the City and County of San Francisco, acting by and through its Airport Commission.

11/22/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

46. 111279 [Doris Blum Day - November 9, 2011]

Sponsor: Farrell

Resolution commending Doris Blum on her 100th Birthday and proclaiming November 9, 2011, as Doris Blum Day in the City and County of San Francisco.

11/23/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

47. 111280 [Accept and Expend Grant - Pest Exclusion/Nursery Inspection - $500]

Sponsor: Mayor

Resolution authorizing the San Francisco Department of Public Health to retroactively accept and expend a grant (Agreement #11-0220-SA) in the amount of $500, from the California Department of Food and Agriculture to fund the program Pest Exclusion/Nursery Inspection for the period of July 1, 2011, through June 30, 2012, and waiving indirect costs.

11/22/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

48. 111283 [Expressing Concern Over Federal Cuts to Medicaid and Medicare Programs]

Sponsor: Cohen

Resolution expressing concern over proposed Federal cuts to Medicaid and Medicare programs that will result in impacts to healthcare access for residents of the City and County of San Francisco.

11/23/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

49. 111292 [Accept and Expend Grant - Organic Program - $3,100]

Sponsor: Mar

Resolution authorizing the Department of Public Health to retroactively accept and expend a grant (Agreement #11-0113-SA) from the California Department of Food and Agriculture in the amount of $3,100 to fund the Organic Program for the period of July 1, 2011, through June 30, 2012, and waiving indirect costs.

11/30/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

111287 **[Settlement of Lawsuit - Mitchell Engineering/Obayashi Corporation, JV - $14,950,000]**
Ordinance authorizing settlement of the lawsuit entitled Mitchell Engineering/Obayashi Corporation, JV (MEOC) v. City and County of San Francisco, et al., and related cross-actions), Santa Clara County Superior Court Case No. 1-08-CV-116915 by payment of $14,950,000 from the City to MEOC. (City Attorney)

11/22/2011; RECEIVED FROM DEPARTMENT.

12/06/2011; RECEIVED AND ASSIGNED to the Rules Committee.

111288 **[Waiving the Competitive Bid Requirements and Approving Modified Indemnification Clause for the Design of a Runway Safety Area Engineered Material Arresting System]**
Ordinance waiving the competitive bid requirements of San Francisco Administrative Code Chapter 6, approving a modified indemnification clause pursuant to the requirements of Chapter 6, and authorizing the Airport Commission to award a contract to complete the design of a runway safety area engineered material arresting system. (Airport Commission)

11/22/2011; RECEIVED FROM DEPARTMENT.

12/06/2011; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

PROPOSED RESOLUTIONS

Proposed resolutions received from November 15, 2011, to November 28, 2011, for reference by President to appropriate committee on December 6, 2011.

111289 **[Airport Concession Lease Amendment - Boarding Area F Principal Retail - Pacific Gateway Concessions, LLC]**
Resolution approving Amendment No. 1 to Boarding Area "F" Principal Retail Concession Lease No. 04-0139 between Pacific Gateway Concessions, LLC, and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)

11/21/2011; RECEIVED FROM DEPARTMENT.

12/06/2011; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

111290 **[Airport Lease Modification - United Air Lines, Inc.]**
Resolution approving and authorizing the execution of Modification No. 1 of Lease L00-0464 at Plot 6 with United Air Lines, Inc., at San Francisco International Airport to: 1) extend the Term; 2) reduce the demised premises; 3) modify the annual rent; 4) provide for a deferred City improvements payment to City; and 5) provide for certain terms of retroactivity relating to the rent and the deferred City improvements payment. (Airport Commission)

11/21/2011; RECEIVED FROM DEPARTMENT.

12/06/2011; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

From concerned citizens, submitting support for rebuilding California Pacific Medical Center. File No. 111059, 2 letters (17)

From concerned citizens, submitting support for adequate working class housing. 2 letters (18)

From concerned citizens, submitting opposition to bikeways on John F. Kennedy Drive in Golden Gate Park. 3 letters. (19)

From Office of the Mayor, submitting the following appointment: Copy: Rules Committee Clerk. (20)
Entertainment Commission: Bryant Tan, term ending July 1, 2015

From Department of Elections, submitting the November 8, 2011, Consolidated Municipal Elections Certification of Election Results. (21)

From Marti Gacioch, submitting response on the analysis of danger to pedestrians with mobility impairments and other pedestrians and bicyclists. (22)

From Marlene Tran, regarding a Cantonese translator to assist with public comment. File No. 111230 (23)

From concerned citizens, regarding Conditional Use authorization on property located at 4141 Geary Boulevard. File No. 110950, 14 letters (24)

From Jessica Chase, regarding regulating commercial dog walkers on park property. File No. 111104 (25)

From concerned citizens, submitting opposition to proposed legislation concerning false advertising by limited services pregnancy centers. File No. 110899, 9 letters (26)

From Marlene Tran, regarding Conditional Use authorization on property located at 199 Leland Avenue. File No. 111230 (27)

From Brett Schultz, submitting support for bird safe buildings. (28)

From California Restaurant Association, submitting concerns regarding proposed legislation on checkout bags. File No. 101055 (29)

*From Planning Department, regarding proposed legislation on checkout bags. File No. 101055, Copy: Each Supervisor (30)

From David Phillips, submitting opposition to two proposed revenue measures. (31)

From Building Owners and Managers Association of San Francisco, submitting resolution regarding OccupySF. (32)

*(An asterisked item represents the cover sheet to a document that exceeds 25 pages. The complete document is available at the Clerk's Office Room 244, City Hall.)

ADJOURNMENT

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO
AGENDA

12-09-11A08:58 RCVD

GOVERNMENT
DOCUMENTS DEPT

DEC - 9 2011

SAN FRANCISCO
PUBLIC LIBRARY

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tuesday, December 13, 2011 - 2:00 PM

Regular Meeting

DAVID CHIU, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, CARMEN CHU, MALIA COHEN, SEAN ELSBERND, MARK FARRELL, JANE KIM, ERIC MAR, ROSS MIRKARIMI, SCOTT WIENER

Angela Calvillo, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.sfbos.org

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Chu, Mirkarimi, Kim	Wednesday 10:00 AM
City and School District Select Committee Supervisors Cohen, Avalos, Chu, Commissioners Fewer, Maufas, Norton	2nd and 4th Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors Avalos, Mar, Elsbernd	2nd and 4th Monday 10:00 AM
Government Audit and Oversight Committee Supervisors Campos, Farrell, Chiu	2nd and 4th Thursday 10:00 AM
Land Use and Economic Development Committee Supervisors Mar, Cohen, Wiener	Monday 1:00 PM
Public Safety Committee Supervisors Mirkarimi, Cohen, Campos	1st and 3rd Thursday 10:30 AM
Rules Committee Supervisors Kim, Elsbernd, Farrell	1st and 3rd Thursday 1:30 PM

First-named Supervisor is Chair, Second-named Supervisor is Vice-Chair of the Committee.

Agenda Item Information

Each item on the Consent or Regular agenda may include the following documents:

1) Legislation
2) Budget and Legislative Analyst report
3) Department or Agency cover letter and/or report
4) Public correspondence

These items will be available for review at 1 Dr. Carlton B. Goodlett Place, City Hall, Room 244, Reception Desk.

Meeting Procedures

The Board of Supervisors is the legislative body of the City and County of San Francisco. The Board has several standing committees where ordinances and resolutions are the subject of hearings at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers, and similar sound-producing electronic devices; 3) bringing in or displaying signs in the meeting room; and 4) standing in the meeting room.

Each member of the public will be allotted the same maximum number of minutes to speak as set by the President or Chair at the beginning of each item or public comment, excluding City representatives, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

IMPORTANT INFORMATION: The public is encouraged to testify at Committee meetings. Persons unable to attend the meeting may submit to the City, by the time the proceedings begin, written comments regarding the agenda items above. These comments will be made a part of the official public record and shall be brought to the attention of the Board of Supervisors. Written communications should be submitted to the Clerk of the Board, Clerk of a Committee or its members: 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102. Communications which are not received prior to the hearing may be delivered to the Clerk of the Committee at the hearing and you are encouraged to bring enough copies for distribution.

LAPTOP COMPUTER FOR PRESENTATIONS: Contact City Hall Media Services at (415) 554-7490 to coordinate the use of the laptop computer for presentations. Presenters should arrive 30 minutes prior to the meeting to test their presentations on the computer.

AGENDA PACKET: Available for review in Clerk's Office, Room 244, City Hall, 1 Dr.Carlton B Goodlett Place, or on the internet at http://www.sfbos.org/meetings. Meetings are cablecast on SF Cable 26. For DVD copies and scheduling call (415) 554-4188.

LANGUAGE INTERPRETERS: Requests must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722. AVISO EN ESPAÑOL: La solicitud para un traductor debe recibirse antes de mediodía de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯　必須在會議前最少四十八小時提出要求
請電　(415) 554-7719

Disability Access

The Legislative Chamber (Room 250) and the Committee Room (Room 263) in City Hall are wheelchair accessible. Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the F, J, K, L, M, N, T (exit at Civic Center or Van Ness Stations). MUNI bus lines also serving the area are the 5, 6, 9, 19, 21, 47, 49, 71, and 71L. For more information about MUNI accessible services, call (415) 701-4485.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under The Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils, and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact by mail Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102; phone at (415) 554-7724; fax at (415) 554-7854; or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfbos.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 252-3100; fax (415) 252-3112; web site http://www.sfgov.org/ethics

ROLL CALL AND PLEDGE OF ALLEGIANCE

AGENDA CHANGES

APPROVAL OF MEETING MINUTES

Approval of the November 1, 2011, and November 8, 2011, Board Meeting Minutes.

COMMUNICATIONS

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

(This item will be read at the Board Meeting on the second regularly scheduled meeting each month. The Mayor and the Board may not discuss matters that have already been considered in Committee and that are on the Board's Regular Agenda as an action item.

By supermajority vote of the Board of Supervisors (8 votes), the Board may, by oral motion, allow an eligible District Supervisor to ask a question that was not previously posed if the question relates to a sudden or unexpected incident or occurrence raising formal, time-sensitive policy questions that were not anticipated prior to the posting of this agenda. Public comment for this item will take place during general public comment.)

1. 111314 [Formal Policy Discussions - December 13, 2011]

Pursuant to Charter Sections 2.103 and 3.100(7), and Administrative Code Section 2.11, the Mayor shall answer the following eligible questions submitted from Supervisors representing District's 2, 4, 6, 8, and 10. The Mayor may address the Board initially for up to five minutes. Discussion shall not exceed five minutes per Supervisor.

1. The current payroll tax system is detrimental to job growth and is broken. As we have seen over the course of this year at the Board of Supervisors, several attempts have been made to carve out certain classes of people, industries, and sections of the City from the payroll tax. Instead of an ad hoc system of fixes, are you contemplating a more systematic reform of the business tax? (Supervisor Farrell, District 2)

2. As your office works on putting together the budget for the upcoming fiscal year, what can we expect in terms of budget allocations for improving the employment climate in San Francisco? Specifically, what are three concrete policy ideas you have for stimulating job growth? (Supervisor Chu, District 4)

3. The most recent data shows that families with children in San Francisco become homeless at an alarming rate. The wait list for emergency family shelters currently includes 267 families, a historic level, and a 356% increase since the summer of 2007. The data on children in the San Francisco Unified School District that choose to self identify as homeless has also reached alarming levels, 2,200 children up from 1,600 in 2009. What are your office's plan to address this crisis? Would you commit to expanding the City's Rental Subsidy Program for homeless families by 50 slots? Would you commit to keep the emergency winter shelter at Bethel African Methodist Episcopal open and allow families to stay at the Oshun drop in center until this crisis is addressed? (Supervisor Kim, District 6)

4. The Municipal Transportation Agency (MTA) Board of Directors recently approved an $8,000,000 payment to MUNI drivers from the health care trust fund. The voters specifically abolished this trust fund when they passed Proposition G in November 2010. Although the MTA Board of Directors approved this payment to settle a lawsuit by the Transit Workers Union, the payment is contrary to the spirit and goals of Proposition G and reduces money available for transit service for riders. What do you think about this payment, and what do you think about the implementation of Proposition G generally? (Supervisor Wiener, District 8)

5. The N Judah Express Line has been in service for a number of months and has been very successful in addressing issues of overcrowding and poor on time performance. Municipal Transportation Agency is now proposing to make this express line permanent. The T Third Line continues to have problems with poor on time performance, switch backs, and long wait times on the Embarcadero. Would you be supportive of piloting a T Express Line? (Supervisor Cohen, District 10)

Discussion: The Mayor shall discuss the eligible questions with the Board of Supervisors.

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Questions on the Consent Agenda are on final passage, first reading, adoption, or approved, as indicated

Items 2 through 23

Recommendations of the Budget and Finance Committee

Present: Supervisors Chu, Mirkarimi, Kim

2. 111096 **[Contract Amendment - Western Area Power Administration - Electric Services - Not to Exceed $15,950,888]**
Ordinance approving the second amendment to the contract between the City and County of San Francisco and the United States, through the Department of Energy Western Area Power Administration, for delivery of low-cost power and scheduling coordinator services to Treasure Island and Yerba Buena Island; and approving the City indemnifying and holding the United States harmless against claims arising from the activities of the City under the contract, and waiving the requirement of the San Francisco Administrative Code Section 21.19 which requires that a City contract contain a statement of guaranteed maximum costs, and waiving the requirement of the San Francisco Administrative Code Section 21.35 which requires that every contract contain a statement regarding liability of claimants for submitting false claims. (Public Utilities Commission)

(Fiscal Impact)

12/06/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

3. 111101 **[Administrative, Business and Tax Regulations, Fire, Health, and Police Codes - Business License Fees]**
Sponsors: Chiu; Chu, Kim and Cohen
Ordinance amending various sections of the San Francisco Business and Tax Regulations Code, Administrative Code, Fire Code, Health Code, and Police Code to: 1) establish March 31 as the date for the annual renewal of certain business licenses; 2) apply a schedule of penalties for failure to timely renew certain business licenses; and 3) require Departments to post current business license fees on their websites. (Treasurer-Tax Collector)

12/06/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

4. 111154 [Agreement - Tracking Environmental Attributes]

Ordinance approving a contract between the City and County of San Francisco and the Western Renewable Energy Generation Information System for: 1) documenting and tracking environmental attributes at an estimated initial cost of $4,500 per year, depending on account activity; 2) waiving the competitive procurement requirements of the San Francisco Administrative Code Chapter 21 for this service, waiving the requirement of Section 21.9(b) of the San Francisco Administrative Code that a City contract not contain an automatic renewal provision, waiving the requirement of Section 21.35 of the San Francisco Administrative Code that every contract contain a statement regarding liability of claimants for submitting false claims, waiving the requirement of Section 12F.5 of the San Francisco Administrative Code that every contract contain a statement urging companies abide by the MacBride Principles, and waiving the requirement of Section 12O.2 of the San Francisco Administrative Code that every contractor provide EIC forms to eligible employees; and 3) authorizing the San Francisco Public Utilities Commission to enter other similar contracts for tracking environmental attributes. (Public Utilities Commission)

12/06/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the City Operations and Neighborhood Services Committee

Present: Supervisors Avalos, Mar, Elsbernd

5. 111074 [Liquor License - 691 Market Street]

Resolution determining that the issuance of a Type 48 on-sale general public premises liquor license to Brian Sheehy for Edition San Francisco, located at 691 Market Street (District 6), will serve the public convenience or necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Question: Shall this Resolution be ADOPTED?

6. 111133 [Liquor License - 1541 Grant Avenue]

Resolution determining that the issuance of a Type 20 off-sale beer and wine license to Jay Esopenko for Little Vine, located at 1541 Grant Avenue (District 3), will serve the public convenience or necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions. (Clerk of the Board)

Question: Shall this Resolution be ADOPTED?

Recommendation of the Land Use and Economic Development Committee

Present: Supervisors Mar, Cohen, Wiener

7. **111151** **[Public Improvements Acceptance - Bayshore Boulevard at Waterloo Street]**
Ordinance: 1) accepting an irrevocable offer for improvements and real property related to the widening of Bayshore Boulevard at Waterloo Street and accepting a grant deed for these purposes; 2) declaring such area to be open public right-of-way and dedicating it for right-of-way and roadway purposes; 3) accepting maintenance and liability for this area subject to certain limitations; 4) establishing sidewalk width change for this area; 5) making findings, including environmental findings and general plan and priority policy findings; and 6) authorizing official acts in connection with this Ordinance. (Public Works Department)

12/06/2011: PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Public Safety Committee

Present: Supervisors Mirkarimi, Campos

8. **111216** **[Accept and Expend Grant - Intellectual Property Crime Enforcement Program - $198,676]**
Sponsor: Mirkarimi
Resolution authorizing the Department of the District Attorney of the City and County of San Francisco to retroactively accept and expend a grant in the amount of $198,676 through the United States Department of Justice, Bureau of Justice Assistance, for a program entitled "Intellectual Property Crime Enforcement Program" for the grant period of October 1, 2011, through September 30, 2012.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Rules Committee

Present: Supervisors Kim, Elsbernd, Wiener

9. **111135** **[Settlement of Lawsuit - Diane Bauer - $35,000]**
Ordinance authorizing settlement of the portion of the lawsuit filed by Diane Bauer against the City and County of San Francisco for $35,000; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

12/06/2011: PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

10. 111136 [Settlement of Lawsuit - David Cheung - $80,000]

Ordinance authorizing settlement of the portion of the lawsuit filed by David Cheung, individually, and dba Kwok Shing Hong, against the City and County of San Francisco for $80,000; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

12/06/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

11. 111137 [Settlement of Lawsuit - Elaine Choy - $28,850]

Ordinance authorizing settlement of the portion of the lawsuit filed by Elaine Choy against the City and County of San Francisco for $28,850; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

12/06/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

12. 111138 [Settlement of Lawsuit - Shonna Cook - $27,785]

Ordinance authorizing settlement of the portion of the lawsuit filed by Shonna Cook against the City and County of San Francisco for $27,785; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

12/06/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

13. 111139 [Settlement of Lawsuit - James Cordova/Maria Morales - $26,965]

Ordinance authorizing settlement of the portion of the lawsuit filed by James Cordova/Maria Morales against the City and County of San Francisco for $26,965; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

12/06/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

14. 111140 [Settlement of Lawsuit - Brenda Dickson - $28,000]

Ordinance authorizing settlement of the portion of the lawsuit filed by Brenda Dickson against the City and County of San Francisco for $28,000; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

12/06/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

15. 111141 **[Settlement of Lawsuit - Susan Garduno - $25,730]**
Ordinance authorizing settlement of the portion of the lawsuit filed by Susan Garduno against the City and County of San Francisco for $25,730; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

12/06/2011: PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

16. 111142 **[Settlement of Lawsuit - KLW, LLC - $110,000]**
Ordinance authorizing settlement of the portion of the lawsuit filed by KLW, LLC, against the City and County of San Francisco for $110,000; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

12/06/2011, PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

17. 111143 **[Settlement of Lawsuit - Lawrence LaBianca - $34,965]**
Ordinance authorizing settlement of the portion of the lawsuit filed by Lawrence LaBianca against the City and County of San Francisco for $34,965; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

12/06/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

18. 111144 **[Settlement of Lawsuit - Jane Martin and David Baker - $50,000]**
Ordinance authorizing settlement of the portion of the lawsuit filed by Jane Martin and David Baker against the City and County of San Francisco for $50,000; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

12/06/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

19. 111145 **[Settlement of Lawsuit - Pat Moore and Tom Moore - $30,000]**
Ordinance authorizing settlement of the portion of the lawsuit filed by Pat Moore and Tom Moore against the City and County of San Francisco for $30,000; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

12/06/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

20. 111146 [Settlement of Lawsuit - James Ramsey and Patricia Carazo Ramsey - $33,000]

Ordinance authorizing settlement of the portion of the lawsuit filed by James Ramsey and Patricia Carazo Ramsey against the City and County of San Francisco for $33,000; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

12/06/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

21. 111147 [Settlement of Lawsuit - Sally Seid - $27,815]

Ordinance authorizing settlement of the portion of the lawsuit filed by Sally Seid against the City and County of San Francisco for $27,815; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

12/06/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

22. 111148 [Settlement of Lawsuit - Angela Sinicropi and Martin Takigawa - $26,820]

Ordinance authorizing settlement of the portion of the lawsuit filed by Angela Sinicropi and Martin Takigawa against the City and County of San Francisco for $26,820; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

12/06/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

23. 111149 [Settlement of Lawsuit - Sunday Bazaar/2170 Folson, LLC - $60,000]

Ordinance authorizing settlement of the portion of the lawsuit filed by Sunday Bazaar/2170 Folson, LLC, against the City and County of San Francisco for $60,000; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

12/06/2011; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

REGULAR AGENDA

UNFINISHED BUSINESS

From the City Operations and Neighborhood Services Committee Without Recommendation

Present: Supervisors Avalos, Elsbernd

24. 110966 **[Park Code - Long Term Management Agreement with the National Park Service for Sharp Park]**
Sponsor: Avalos
Ordinance amending the San Francisco Park Code Section 3.20 to: 1) require the Recreation and Park Department to offer long term management agreement to the National Park Service for certain property under the jurisdiction of the Recreation and Park Commission located in San Mateo County that is within the Golden Gate National Recreation Area's legislative boundary (Sharp Park); and 2) making environmental and other findings.

12/06/2011; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

12/06/2011; AMENDED.

12/06/2011; PASSED ON FIRST READING AS AMENDED.

Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Chu, Kim

25. 111246 **[Administrative Code - Health Service System Contracting Authority; Employee Benefit Cafeteria Plan]**
Sponsor: Chu
Ordinance amending the San Francisco Administrative Code Sections 16.900 through 16.905 and 21.02 to update provisions regarding: 1) the San Francisco Health Service System's contracting authority; and 2) the City's Employee Benefit Cafeteria Plan.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Chu, Mirkarimi, Kim

26. 111282 [Accept and Expend Grant - Reentry SF Program and Amendment to the Annual Salary Ordinance - $747,818]

Sponsor: Mayor

Ordinance authorizing the Adult Probation Department to retroactively accept and expend a grant in the amount of $747,818 from the United States Department of Justice to implement Reentry SF Program, a comprehensive reentry pathway for people on post-release community supervision in San Francisco, and amending Ordinance No. 0146-11 (Annual Salary Ordinance, FY2011-2012) to reflect addition of one (1) Class 1823 Senior Administrative Analyst grant-funded position (0.50 FTE) in the Adult Probation Department.

(Fiscal Impact)

Question: Shall this Ordinance be PASSED ON FIRST READING?

27. 111182 [Prevailing Wages for Various Workers Under Contract at City Owned Facilities]

Resolution fixing prevailing wage rates for: 1) workers performing work under City contracts for public work and improvement; 2) workers performing work under City contracts for janitorial services; 3) workers performing work in public off-street parking lots, garages, or storage facilities for automobiles on property owned or leased by the City; 4) workers engaged in theatrical or technical services for shows on property owned by the City; 5) workers engaged in the hauling of solid waste generated by the City in the course of City operations, pursuant to a contract with the City; and 6) workers performing moving services under City contracts at facilities owned or leased by the City. (Civil Service Commission)

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

28. 111273 [Accept and Expend Grant - FY2009 Buffer Zone Protection Program - $199,820]

Sponsor: Elsbernd

Resolution authorizing the Department of Emergency Management to retroactively accept and expend a FY2009 Buffer Zone Protection Program grant in the amount of $199,820 from the U.S. Department of Homeland Security, through the California Emergency Management Agency, to fund critical infrastructure protection needs.

Question: Shall this Resolution be ADOPTED?

29. 111276 **[Multifamily Housing Revenue Bonds, Series 2011C - Natoma Family Apartments - Not to Exceed $18,000,000]**
Sponsor: Kim
Resolution authorizing the issuance and delivery of multifamily housing revenue bonds in an aggregate principal amount not to exceed $18,000,000 for the purpose of providing financing for the acquisition and construction of a 60-unit multifamily rental housing project known as Natoma Family Apartments; approving the form of and authorizing the execution of a trust indenture providing the terms and conditions of the bonds; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the form of and authorizing the execution of a loan agreement; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the bonds and the project; granting general authority to City officials to take actions necessary to implement this resolution; and related matters.

Question: Shall this Resolution be ADOPTED?

From the Budget and Finance Committee Without Recommendation

Present: Supervisors Chu, Mirkarimi, Kim

30. 111201 **[Agreement Amendment - Recology - Refuse Collection - Not to Exceed $29,337,527]**
Resolution approving the Second Amendment to the Refuse Collection Agreement between the City and County of San Francisco and Recology San Francisco, Recology Golden Gate, and Recology Sunset Scavenger, increasing the total not to exceed amount of the agreement from $23,537,527 to $29,337,527 under Charter Section 9.118(b). (Office of Contract Administration)

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

Recommendations of the City Operations and Neighborhood Services Committee

Present: Supervisors Avalos, Mar, Elsbernd

31. 110994 **[Transportation Code - Clipper Card Regulations]**
Ordinance amending the San Francisco Transportation Code, Article 7, Division I, by adding Section 7.2.104 to regulate the use of Clipper Cards on transit vehicles or in proof of payment zones. (Municipal Transportation Agency)

Question: Shall this Ordinance be PASSED ON FIRST READING?

32. 110789 [Liquor License Transfer - 3950-24th Street]

Resolution determining that the transfer of a Type 21 off-sale general license from 6333 Geary Boulevard to 3950-24th Street (District 8) to Roberta L. Lang for Whole Foods Market, California, Inc., dba Whole Foods Market, will serve the public convenience or necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions. (Clerk of the Board)

(Supervisor Mar dissented in Committee.)

Question: Shall this Resolution be ADOPTED?

33. 111109 [Urging the United States Government to Reduce the Military Budget]

Sponsors: Avalos; Mar

Resolution urging the United States Government to reduce the military budget, end the wars in Iraq and Afghanistan, and redirect the savings for domestic needs.

(Supervisor Elsbernd dissented in Committee.)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Mar, Cohen, Wiener

34. 110845 [Zoning Map - Rezoning - 312 Connecticut Street]

Sponsor: Cohen

Ordinance amending the San Francisco Zoning Map Sheet No. ZN08 to: 1) rezone Assessor's Block No. 4035, Lot No. 003 (312 Connecticut Street) from RH-2 to NC-2; and 2) making environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

Question: Shall this Ordinance be PASSED ON FIRST READING?

35. 111105 [Interdepartmental Jurisdictional Transfer of Property - 341 Corbett Avenue]

Sponsor: Wiener

Ordinance transferring jurisdiction of certain unimproved real property located at 341 Corbett Avenue (Assessor's Block No. 2659, Lot No. 059) between 19th Street and Danvers Street from the Mayor's Office of Housing to the Department of Public Works.

Question: Shall this Ordinance be PASSED ON FIRST READING?

36. 111209 **[Mission Bay South - Storm Water Pump Station No. 4 Public Infrastructure Improvements]**
Ordinance accepting the irrevocable offer of public infrastructure improvements associated with Mission Bay Storm Water Pump Station No. 4 including acquisition facilities located on and under portions of State Trust Parcel Nos. 2 and 6; accepting said facilities for City maintenance and liability purposes; adopting environmental findings and findings that such actions are consistent with the City's General Plan eight priority policy findings of Planning Code Section 101.1, and the Mission Bay South Redevelopment Plan; accepting a Department of Public Works Order; and authorizing official acts in connection with this Ordinance. (Public Works Department)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendation of the Public Safety Committee

Present: Supervisors Mirkarimi, Campos

37. 111269 **[Supporting Policy Restricting Use of Local Funds to Respond to Civil Immigration Detainers]**
Sponsors: Mar; Chiu
Resolution supporting adoption by the San Francisco Sheriff's Department and the San Francisco Juvenile Probation Department of a policy restricting use of local funds to respond to civil immigration detainers.

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:00 P.M.

(Pursuant to File No. 110737, approved July 19, 2011.)

Board of Supervisors Sitting as a Committee of the Whole

38. 110738 [Public Hearing - Resolution to Establish (Renew and Expand) and Rename Fillmore Jazz Community Benefit District as the Fillmore Community Benefit District]
Sponsor: Mirkarimi
Hearing of persons interested in or objecting to proposed Resolution establishing a property-based Community Benefit District to be known as the "Fillmore Community Benefit District (CBD)," by renewing and expanding the previously established Fillmore Jazz CBD; ordering the levy and collection of assessments against property located in the Fillmore Community Benefit District for seven years, commencing with FY2011-2012, subject to conditions as specified; and making environmental findings.

07/26/2011; CONTINUED.

09/13/2011; CONTINUED.

10/18/2011; CONTINUED.

Question: Shall this Hearing be HEARD AND FILED?

Committee of the Whole Adjourn and Report

39. 110739 [Resolution to Establish (Renew and Expand) and Rename Fillmore Jazz Community Benefit District as the Fillmore Community Benefit District]
Sponsor: Mirkarimi
Resolution establishing a property-based Community Benefit District to be known as the "Fillmore Community Benefit District (CBD)," by renewing and expanding the previously established Fillmore Jazz CBD; ordering the levy and collection of assessments against property located in the Fillmore Community Benefit District for seven years, commencing with FY2011-2012, subject to conditions as specified; and making environmental findings.

07/26/2011; CONTINUED.

09/13/2011; CONTINUED.

10/18/2011; CONTINUED.

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:00 P.M.

APPEAL PROCEDURES

Board Rule 4.29 provides that public hearings on appeals shall be scheduled for 4:00 p.m. If more than one public hearing is scheduled, then the Clerk, in consultation with the President, may determine the order in which the appeals will be scheduled. Second and later appeals may be scheduled at specified times later than 4:00 p.m. An appeal shall not be heard prior to its scheduled time on the calendar, and it may not be called until the Board's consideration of appeals scheduled earlier on the calendar is completed. It is the policy of the Clerk of the Board to schedule multiple appeals in the following order at 4:00 p.m:

1. *Appeals where all parties have agreed to request a continuance or a tabling of the appeal.*
2. *Continued appeals from previous Board meetings (continued appeals will be listed in order of those closest to deadlines for Board decision)*
3. *Appeals appearing on the calendar for the first time, in chronological order of receipt by the Clerk.*
4. *Multiple appeals appearing on the calendar may be staggered at times specific, beginning at 4:00 p.m.*
5. *Appeals involving participants who have ADA considerations may be set for specific times beginning at 4:00 p.m.*

40. 111125 **[Public Hearing - Conditional Use Appeal - 3901 Mission Street]**
Hearing of persons interested in or objecting to the decision of the Planning Commission's September 15, 2011, Conditional Use Authorization identified as Planning Case No. Case No. 2011.0664C, by its Motion No. 18442, under Planning Code Sections 711.83 and 303, to install a wireless telecommunications facility consisting of eight panel antennas and related equipment on an existing one-story commercial building as part of the AT&T wireless telecommunications network within a NC-2 (Small-Scale Neighborhood Commercial) Zoning District and a 40-X Height and Bulk District, on property located at 3901 Mission Street, Assessor's Block No. 5802, Lot No. 044. (District 9) (Appellant: Tom Cantrell, on behalf of the College Hill Neighborhood Association)

(Filed October 17, 2011; Companion Measure to File Nos. 111126, 111127, 111128.)

11/15/2011; CONTINUED.

Question: Shall this Hearing be HEARD AND FILED?

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the conditional use application decision described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be approved.)

41. 111126 **[Approving Planning Commission Decision Related to Conditional Use Authorization - 3901 Mission Street]**
Motion approving decision of the Planning Commission by its Motion No. 18442, approving Conditional Use Authorization identified as Planning Case No. 2011.0664C on property located at 3901 Mission Street, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

11/15/2011; CONTINUED.

Question: Shall this Motion be APPROVED?

42. 111127 [Disapproving Planning Commission Decision Related to Conditional Use Authorization – 3901 Mission Street]
Motion disapproving decision of the Planning Commission by its Motion No. 18442, approving Conditional Use Authorization identified as Planning Case No. 2011.0664C on property located at 3901 Mission Street, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

11/15/2011; CONTINUED.

Question: Shall this Motion be APPROVED?

43. 111128 [Preparation of Findings Related to the Conditional Use Authorization - 3901 Mission Street]
Motion directing the Clerk of the Board to prepare findings relating to proposed Conditional Use Authorization identified as Planning Case No. 2011.0664C on property located at 3901 Mission Street. (Clerk of the Board)

11/15/2011; CONTINUED.

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 3:00 P.M.

Recommendation of the City Operations and Neighborhood Services Committee

Present: Supervisors Avalos, Mar, Elsbernd

44. 111270 [Committee of the Whole - Hearing on the Status of Negotiations Between the Mayor's Office and California Pacific Medical Center - December 13, 2011]
Sponsor: Mar
Motion scheduling the Board to sit as a Committee of the Whole on December 13, 2011, at 3:00 p.m., to hold a public hearing on the status of negotiations between the Mayor's Office and California Pacific Medical Center (CPMC) regarding CPMC's Long Range Development Plan.

Question: Shall this Motion be APPROVED?

Board of Supervisors Sitting as a Committee of the Whole

(Pending approval of File No 111270.)

Recommendation of the City Operations and Neighborhood Services Committee

Present Supervisors Avalos, Mar, Elsbernd

45. 111271 **[Hearing - California Pacific Medical Center Negotiations Status Regarding Long Range Development Plan]**
Sponsor: Mar
Hearing to hear all persons interested in commenting on the status of negotiations between the Mayor's Office and California Pacific Medical Center (CPMC) regarding CPMC's long range development plan.

Question: Shall this Hearing be HEARD AND FILED?

Committee of the Whole Adjourn and Report

SPECIAL ORDER 3:30 P.M. - Recognition of Commendations

COMMITTEE REPORTS

Reports from committees, if any, recommending emergency or urgent measures.

The following item will be considered by the Rules Committee at a Special Meeting on Thursday, December 8, 2011, at 1:25 p.m. The Chair intends to request the Committee to send the following item to the Board as a committee report on Tuesday, December 13, 2011.

46. 111304 **[Appointment, Peninsula Corridor Joint Powers Board]**
Motion appointing Supervisor Malia Cohen, term ending June 30, 2012, to the Peninsula Corridor Joint Powers Board. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

The following items will be considered by the Rules Committee at a Special Meeting on Thursday, December 8, 2011, at 1:30 p.m. The Chair intends to request the Committee to send the following items to the Board as a committee report on Tuesday, December 13, 2011.

47. 111286 [Settlement of Lawsuit - Patricia Sancinito - $75,000]
Ordinance authorizing settlement of the lawsuit filed by Patricia Sancinito against the City and County of San Francisco and Laguna Honda Hospital for $75,000; the lawsuit was filed on May 19, 2011, in San Francisco Superior Court, Case No. CGC-11-511076; entitled Patricia Sancinito v. City and County of San Francisco, Laguna Honda Hospital. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

48. 111287 [Settlement of Lawsuit - Mitchell Engineering/Obayashi Corporation, JV - $14,950,000]
Ordinance authorizing settlement of the lawsuit entitled Mitchell Engineering/Obayashi Corporation, JV (MEOC) v. City and County of San Francisco, et al., and related cross-actions.), Santa Clara County Superior Court Case No. 1-08-CV-116915 by payment of $14,950,000 from the City to MEOC. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

49. 111174 [Settlement of Unlitigated Claim - Janet O'Hara - $100,000]
Resolution approving the settlement of the unlitigated claim filed by Janet O'Hara against the City and County of San Francisco for $100,000; claim was filed on March 11, 2011. (City Attorney)

Question: Shall this Resolution be ADOPTED?

50. 111244 [Settlement of Unlitigated Performance Bond Claim - Travelers Casualty and Surety Company of America - City to Receive $250,000]
Resolution authorizing settlement of an unlitigated performance bond claim by the San Francisco Airport Commission against Travelers Casualty and Surety Company of America relating to a lease default by Mexicana Airlines. (City Attorney)

Question: Shall this Resolution be ADOPTED?

51. 111263 [Appointments, Eastern Neighborhoods Citizens Advisory Committee]
Motion appointing four members, terms ending October 19, 2013, to the Eastern Neighborhoods Citizens Advisory Committee. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

52. 111264 [Appointment, Bicycle Advisory Committee - Jared Cohen]
Motion appointing Jared Cohen, term ending November 19, 2012, to the Bicycle Advisory Committee. (Clerk of the Board)

Question: Shall this Motion be APPROVED?

ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.

Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced for adoption without committee reference. A unanimous vote is required for adoption of these resolutions today. Any Supervisor may require any resolution to go to committee.

Questions on the For Adoption Without Committee Reference Agenda are on for adoption, or approved, as indicated.

Items 53 through 60

53. **111319** **[Commending Supervisor and Sheriff-Elect Ross Mirkarimi]**
Sponsors: Chiu; Avalos, Campos, Chu, Cohen, Elsbernd, Farrell, Kim, Mar and Wiener
Resolution commending and honoring Supervisor Ross Mirkarimi for his distinguished service as a member of the Board of Supervisors of the City and County of San Francisco and congratulating him on his election to the Office of Sheriff.

12/06/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

54. 111320 [Supporting Assembly Concurrent Resolution 42 - "Eat Local, Buy California Grown Day"]
Sponsor: Chu
Resolution supporting Assembly Concurrent Resolution 42, encouraging families, restaurants, and grocers to buy California-grown floriculture, fiber, and foods, and declaring Sundays as "Eat Local, Buy California Grown Day" in the City and County of San Francisco.

12/06/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

55. 111321 [Accept and Expend Grant - Justice Reinvestment Initiative - $100,000]
Sponsor: Cohen
Resolution authorizing the Adult Probation Department as lead staff to the Reentry Council of San Francisco to accept and expend a technical assistance grant with a cash value of $100,000 from the United States Department of Justice, awarded to the Reentry Council, for activities related to the Justice Reinvestment Initiative.

12/06/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

56. 111322 [Honoring Warren Hellman - Renaming Speedway Meadow as Hellman Meadow]
Sponsors: Elsbernd; Avalos, Campos, Chiu, Chu, Cohen, Farrell, Kim, Mar, Mirkarimi and Wiener
Resolution honoring Warren Hellman and supporting the decision to rename Golden Gate Park's Speedway Meadow as Hellman Meadow.

12/06/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

57. 111323 [Amy L. Brown Day - January 6, 2012]
Sponsors: Elsbernd; Chiu and Chu
Resolution honoring Amy L. Brown and proclaiming January 6, 2012, to be as "Amy L. Brown Day" in the City and County of San Francisco.

12/06/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

58. 111324 [Recognizing the 90th Anniversary of the San Francisco Office of the Public Defender]
Sponsor: Mirkarimi
Resolution recognizing that the San Francisco Office of the Public Defender, founded in 1921, is celebrating its 90th anniversary this year.

12/06/2011; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

59. 111327 **[Commending Sheriff Michael Hennessey]**

Sponsors: Mirkarimi, Farrell, Avalos, Chiu, Elsbernd, Wiener, Chu, Cohen, Campos, Kim and Mar

Resolution commending and honoring Sheriff Michael Hennessey for his distinguished tenure as the longest serving Sheriff of the City and County of San Francisco and congratulating him on his retirement.

12/06/2011, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

60. 111300 **[Final Map 6265: 275 - 299 Valencia Street]**

Motion approving Final Map 6265, a 36 Residential Unit and 3 Commercial Unit Mixed-Use Condominium Project, located at 275 - 299 Valencia Street, being a subdivision of Assessor's Block No. 3532, Lot 014; and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

12/02/2011, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

61. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires eight (8) votes or a unanimous six (6) or seven (7). A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

LEGISLATION INTRODUCED AT ROLL CALL

PROPOSED ORDINANCES

Proposed ordinances received from November 29, 2011, through December 5, 2011, for reference by President to appropriate committee on December 13, 2011.

111298 **[Settlement of Lawsuit - Mary Jenn - $72,500]**
Ordinance authorizing settlement of the lawsuit filed by Mary Jenn against the City and County of San Francisco for $72,500; the lawsuit was filed on November 12, 2010, in San Francisco County Superior Court, Case No. CGC-10-505363; entitled Mary Jenn v. City and County of San Francisco, et al. (City Attorney)

11/30/2011; RECEIVED FROM DEPARTMENT.

12/13/2011; RECEIVED AND ASSIGNED to the Rules Committee.

111299 **[Settlement of Lawsuit - DeWolf Realty Company, Inc. - $91,000]**
Ordinance authorizing settlement of the lawsuit filed by DeWolf Realty Company, Inc., Gordon Pederson, and Chubb Custom Insurance Company against the City and County of San Francisco for $91,000; the lawsuit was filed on July 19, 2010, in San Francisco Superior Court, Case No. CGC-10-501664; entitled DeWolf Realty Company, Inc., et al., v. City and County of San Francisco, et al. (City Attorney)

11/30/2011; RECEIVED FROM DEPARTMENT.

12/13/2011; RECEIVED AND ASSIGNED to the Rules Committee.

111305 **[Planning Code Amendments - Glen Park Area Plan]**
Ordinance amending the San Francisco Planning Code by adding and amending various sections to implement the Glen Park Area Plan, bounded generally by Chenery Street to the north; Roanoke Street to the east; San Jose Avenue and Bosworth Street to the south; and Elk Street to the west; creating a new Section 738.1 establishing zoning controls for the Glen Park Neighborhood Commercial Transit (NCT) district; and making findings, including environmental findings and findings of consistency with General Plan and with the Priority Policies of Planning Code Section 101.1. (Planning Department)

11/28/2011; RECEIVED FROM DEPARTMENT.

12/13/2011; ASSIGNED UNDER 30 DAY RULE to the Land Use and Economic Development Committee.

111306 **[Zoning Map Amendments - Glen Park Area Plan]**
Ordinance amending Zoning Map Sheets ZN11 and HT11 of the City and County of San Francisco Zoning Map to create a new zoning district and amending the height and bulk districts within the Glen Park Area Plan, as proposed in the Glen Park Community Plan; making environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. (Planning Department)

11/28/2011; RECEIVED FROM DEPARTMENT.

12/13/2011; ASSIGNED UNDER 30 DAY RULE to the Land Use and Economic Development Committee

111307 **[General Plan Amendments - Glen Park Area Plan]**
Ordinance amending the San Francisco General Plan by adding the Glen Park Area Plan; and making findings, including environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. (Planning Department)

11/28/2011; RECEIVED FROM DEPARTMENT

12/13/2011; ASSIGNED UNDER 30 DAY RULE to the Land Use and Economic Development Committee.

PROPOSED RESOLUTIONS

Proposed resolutions received from November 29, 2011, through December 5, 2011, for reference by President to appropriate committee on December 13, 2011.

111301 **[Settlement of Case - George and Vickie Bourdouris and Capital Insurance Group - $67,205.32]**
Resolution approving the proposed settlement of the case of George and Vickie Bourdouris and Capital Insurance Group vs. the City and County of San Francisco for $67,205.32, Unlitigated Claim No. 11-00689. (City Attorney)

11/30/2011; RECEIVED FROM DEPARTMENT.

12/13/2011; RECEIVED AND ASSIGNED to the Rules Committee.

111303 **[Settlement of Unlitigated Claim - M/T Dubai Star/South Harmony Shipping - City to Receive $65,000]**
Resolution approving the settlement of the unlitigated claim filed by the City and County of San Francisco against M/T Dubai Star/South Harmony Shipping, Inc. for $65,000; claim was presented by the City on July 28, 2010. (City Attorney)

11/30/2011; RECEIVED FROM DEPARTMENT.

12/13/2011; RECEIVED AND ASSIGNED to the Rules Committee.

111308 **[Real Property Lease - San Antonio Reservoir to Chevron Pipe Line Company]**
Resolution: 1) authorizing the General Manager of the San Francisco Public Utilities Commission to execute a 20 year lease for an approximately 11.73 acre pipeline right-of-way near the San Antonio Reservoir in Alameda County to Chevron Pipe Line Company at an initial rent of $12,500 per year; 2) adopting environmental findings; and 3) authorizing other actions in furtherance of this Resolution. (Real Estate Department)

12/02/2011; RECEIVED FROM DEPARTMENT.

12/13/2011; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

111309 **[Contract Amendment - Xtech - $51,000,000]**
Resolution authorizing the Office of Contract Administration to enter into the Third Amendment between the City and County of San Francisco and Xtech (part of the technology store procurement vehicle), in which the amendment shall increase the contract limit from $41,000,000 to $51,000,000. (Office of Contract Administration)

12/05/2011; RECEIVED FROM DEPARTMENT.

12/13/2011; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

111310 **[Contract Amendment - Xtech - $60,000,000]**

Resolution authorizing the Office of Contract Administration to enter into the Fourth Amendment between the City and County of San Francisco and Xtech (part of the technology store procurement vehicle), in which the amendment shall increase the contract limit from $40,000,000 to $60,000,000. (Office of Contract Administration)

12/05/2011; RECEIVED FROM DEPARTMENT.

12/13/2011; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

111311 **[Contract Amendment - En Pointe Technology Sales, Inc. - $38,000,000]**

Resolution authorizing the Office of Contract Administration to enter into the Third Amendment between the City and County of San Francisco and En Pointe Technology Sales, Inc., part of the technology store procurement vehicle), in which the amendment shall increase the contract limit from $28,475,000 to $38,000,000. (Office of Contract Administration)

12/05/2011; RECEIVED FROM DEPARTMENT.

12/13/2011; RECEIVED AND ASSIGNED to the Budget and Finance Committee.

111328 **[Petitions and Communications]**

Petitions and Communications received from November 29, 2011, through December 5, 2011, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on December 13, 2011.

Personal information that is provided in communications to the Board of Supervisors is subject to disclosure under the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information provided will not be redacted.

*From concerned citizens, submitting support for restoring Sharp Park wetlands and wildlife. File No. 110966, Copy: Each Supervisor, City Operations and Neighborhood Services Committee Clerk, 60 letters (1)

*From concerned citizens, submitting support for Conditional Use authorization on property located at 2041 Larkin Street. File No. 111183, Copy: Each Supervisor, 41 letters (2)

From Office of the Mayor, submitting notice that Mayor Ed Lee will be out of state from December 3, 2011, until December 4 , 2011. Supervisor Mark Farrell will serve as Acting-Mayor. Copy: Each Supervisor, City Attorney (3)

From concerned citizens, submitting opposition to offering tax breaks to businesses that hire former felons. File No. 111102, Copy: Each Supervisor, 2 letters (4)

From Stanley Gross, submitting support for food trucks in San Francisco. Copy: Mayor, Each Supervisor (5)

From Judith Pynn, submitting support for bird safe buildings. File No. 110785 (6)

From Christopher Sims, regarding the importance of the Arts in local communities. Copy: Each Supervisor (7)

From concerned citizens, regarding the renovation of the Beach Chalet Athletic Field. 2 letters (8)

From Alice Polesky, regarding an option for deterring foreclosures. (9)

From Capital Planning Commission, regarding the 2012 Annual Infrastructure Construction Cost Inflation Estimate Report. Copy: Each Supervisor, Budget and Finance Committee Clerk (10)

From Department of Human Resources, submitting request for waiver of Administrative Code Chapter 12B for Holiday Inn Golden Gateway. (11)

From Office of the Clerk of the Board, the following individual has submitted a Form 700 Statement:
Sondra Angulo, Legislative Aide - Assuming (12)

From SSL Law Firm, regarding the SFMOMA Fire Station No. 1 Relocation and Housing Project located at 151 Third Street, 670-676 Howard Street, and 935 Folsom Street. File No. 111293, Copy: Each Supervisor, City Attorney (13)

*From concerned citizens, submitting support for proposed Ordinance that extends the restrictions on checkout bags to all retail establishments and food establishments in the City and County of San Francisco. File No. 101055, 41 letters (14)

From concerned citizens, submitting support for Sharp Park Golf Course. File No. 110966, Copy: Each Supervisor, 4 letters (15)

From the Port, submitting the 2008 Clean and Safe Neighborhood Park Bond Accountability Report for the 3rd Bond Sale. (16)

*From Office of the Controller, submitting the FY2010-2011 Development Impact Fee Report. (17)

From Office of the Controller, submitting the following concession audit reports: San Francisco Soup Company, ILJ San Francisco, and Dollar Thrifty Automotive Group, Inc. (18)

From Office of the Controller, submitting the Checkout Bag Charge Economic Impact Report. File No. 101055 (19)

*From Office of the Controller, submitting the FY2010-2011 Performance Measures Report. (20)

*From Office of the Controller, submitting the FY2010-2011 Comprehensive Financial Report. Copy: Each Supervisor (21)

From Kristin Anundsen, submitting opposition to proposed Ordinance that extends the restrictions on checkout bags to all retail establishments and food establishments in the City and County of San Francisco. File No. 101055 (22)

From Leon Ramsey, submitting opposition to Conditional Use authorization on property located at 2041 Larkin Street. File No. 111183 (23)

From Ardani Machin, submitting support for adequate working class housing. (24)

From concerned citizens, submitting support for Conditional Use authorization on property located at 3901 Mission Street. File No. 111125, 2 letters (25)

ADJOURNMENT

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Bindery Ltd